MINUTS

Of the Proceedings in Parliament.

Tuesday October 29. 1700.

Prayers said,

THe King's Commission to James Duke of *Queensberry*, to be His Majesties high Commissioner to this current Parliament, Read.

Rolls Called,

Sir *James Stuart* His Majesties Advocat, and Sir *Robert Stuart* Commissioner to for the Burgh of *Northberwick*, excused by his Grace His Majesties Commissioner in respect of their Indisposition.

The Marques of *Athole* being absent some Sessions of Parliament, signed the Assurance and Association.

The Earls of *Rothes* and *Dalhousie* took the Oath of Alledgance, and signed the same with the Assurance and Association, and took the Oath of Parliament.

Patent creating *Archibald Primrose* of *Dalmany* Viscount of *Roseberry*, read, and ordered to be recorded.

The Viscount of *Roseberry* and Lord *Reay* took the Oath of Alledgance, and signed the same, with the Assurance and Association, and took the Oath of Parliament.

Robert Dundass of *Arnistoun*, one of the Commissioners of the Barrons for the Shire of *Midlothian*, *John Hadden* of *Glenagies* for the Shire of *Dumbarton* Mr. *John Stuart* younger of *Blackhall* for the Shire of *Renfrew*, and Sir *John Schaw* of *Greenock* for the Shire of *Striviling*, and *Hugh Ross* of *Kilraiok* for the Shire of *Nairn*, all new elected, took the Oath of Alledgance, and signed the same with the Assurance and Association, and took the Oaths of Parliament.

Walter Scot Commissioner for the Burgh of *Jedburgh*, newly elected took the Oath of Alledgance, signed the same with the Assurance and Association, and took the Oath of Parliament.

The Earl of *Broadalbane* and Sir *Alexander Mackenzie* of *Coul*, being absent some Sessions of Parliament signed the Association.

A Letter from His Majesty to my Lord Commissioner, appointing the Lord *Montgomery* to sit and vote in this Session of Parliament as Lord high Thesaurer, read.

A Letter from His Majesty to my Lord Commissioner, appointing the Viscount of *Seafield* principal Secretary of State, to sit and vote in this Session of Parliament as Lord Secretary, read.

The Viscount of *Seafield* Lord Secretary took the Oath of Alledgance, and signed the same, with the Assurance and Association, and took the Oath of Patliament.

It being Objected, that the Lord *Montgomery* not being an Lord of Thesaury, could not sit and vote in this Session of Parliament as Lord high Thesaurer, notwithstanding of His Majesties Letter for that effect; and after producing of the Records, and reading of the Declaration made by King *James* the sixth in the Parliament 1617 *anent the Officers of State*, the Objection was

let

let fall, and yielded, and his Lordſhip did take the Oath of Alledgance, ſigned the ſame, with the Aſſurance and Aſſociation, and took the Oath of Parliament.

The Kings moſt gracious Letter to the Parliament preſented by His Majeſties high Commiſſioner, read.

Then His *Majeſties* high Commiſſioner made his Speech to the Parliament.

Thereafter the Lord Chancellor made his Speech to the Parliament.

A Motion being made for printing his *Majeſties* Letter to the Parliament, and his Grace the Commiſſioners Speech, and the Lord Chancellors Speech; the ſame was ordered accordingly.

The Draught of an Act adjourning the Seſſion until the firſt day of *December* next, read for the firſt time, and ordered to ly on the Table.

The Orders of the Houſe read, and appointed to be printed and affixed upon the uſual places.

Two Commiſſions being produced from the Shire of *Wigtoun*, one to the Lord *Baſil Hamilton*, and the other to *William Stuart* of *Caſtlestuart*, for ſupplying the place of the Laird of *Garthland* late Commiſſioner for that Shire deceaſt; and ſeveral Objections being moved againſt the ſaids Commiſſions, it was debated whether the ſame ſhould be diſcuſſed in plene Parliament, being alledged it concerned the ſtate of the Barrons, or remitted to the Committee for Elections for tryal of matters of Fact; The Debate was adjourned: And Reſolved, that it be moved and reſumed the next Meeting of the Parliament, and both parties appointed to be ready to debate by themſelves, or their Lawyers.

The Lord Chancellor by Order of His Majeſties high Commiſſioner, Adjourned the Parliament till *Thurſday* next at ten a Clock.

BY *Order of* James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Depute-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament. and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

Thurſday October 31. 1700.

Prayers ſaid,
Rolls Called,

PAtent Creating Sir *David Colzier* Lord *Portmore*, Read, and ordered to be Recorded.

Whereupon the Lord *Portmore* took the Oath of Allegiance and Signed the ſame, with the Aſſurance and Aſſociation, and took the Oath of Parliament.

Alexander Porterfeild of that Ilk, one of the Commiſſioners for the Barrons of the Shire of *Renfrew*, newly Elected in place of *John Caldwel* of that Ilk Deceaſt, took the Oath of Allegiance and Signed the ſame, with the Aſſurance and Aſſociation, and took the Oath of Parliament.

Minuts of the laſt Sederunt Read.

Act for Adjurning the Seſſion again Read, and an amendment being made, that the Adjurnment be till the firſt *Tueſday* of *December* in place of the firſt day of *December*. It was put to the Vote, approve the Act or no, and Carried in the Affirmative.

The ſaid Act Touched with the Scepter by his Majeſties high Commiſſioner in the uſual manner, and ordered immediatly to be Proclaimed.

Moved that the double Election from the Shire of *Wigtoun*, may be Reaſſumed and taken unto Conſideration, and the Parties with their Lawyers being called, the Caſe Debated, and the Inſtruments produced by both Parties Read; It was propoſed that the firſt point to be Spoke to, ſhould be the alledged Incrochment made upon the freedom of Elections by the Noblemen and others, their coming in and remaining in the Room the time of the Election: It was propoſed by others, That the firſt thing to be conſidered, ſhould be the procedure of the Sheriff of *Wigtoun*, in Finning one of the Freeholders who was claiming his Vote, becauſe he would not remove, and in his aſſuming to be preſes of the meeting, which alledged Incroachments of the Sheriff being firſt in order, ſhould be firſt Conſidered. And an Debate having ariſen anent the ſtate of the Queſtion, the ſame was Adjourned to the nixt meeting of Parliament.

The Lord Chancellor did intimate to the Members of Parliament, that at their next meeting they are to proceed to the Choiſe of their uſuall Committees.

The Lord Chancellor by Order of His Majeſties High Commiſſioner, Adjourned the Parliament till *Saturnday* nixt at ten a Clock.

BY Order of James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the* Heirs *and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTES

Of the Proceedings in Parliament

Thursday, October 31, 1689.

MINUTS
Of the Proceedings in Parliament.

Saturday November 2. 1700.

Prayers ſaid,
Rolls Called,
Minuts of the laſt Sederunt Read.

THe Orders of the Parliament Houſe again Read and Appointed to be duly obſerved.

A Commiſſion to Mr. *Charles Campbell* from the Burgh of *Campbeltoun*, newly Erected, and the Charter of Erection under his Majeſties great Seall, for the Warrand thereof both Read, and after ſome Reaſoning thereon: The ſaid Mr. *Charles* took the Oath of Alledgiance and Signed the ſame, with the Aſſurance and Aſſociation, and took the Oath of Parliament, and was added to the Rolls.

The former Debate anent the Incroachments complained off at the Election of the Shire of *Wigtoun* again reaſſumed.

A Motion made that the inquireing into the Incroachments complained off in the Elections of the Shire of *Wigtoun*, is not for Cenſuring any Peſons therein concerned; but only in order to a Regulation by a Law for ſecuring the freedom of Elections, or for annulling of theſe Elections, or either of them as Accords.

Which motion being read, was voted and approven *nemine contradicente*, and immediatly Signed by the Lord Chancellor.

Then the Parliament proceeded to the conſideration of the incroachments complained off; and a motion being made that the complained of incroachment made by the Sheriff had not been yet ſpoke to. After a full reaſoning thereanent, the Queſtion was ſtated whether the complained off incroachments made by the Lords and others, or theſe made by the Sheriff ſhould be firſt diſcuſſed; it carried, the complained off incroachments made by the Sheriff.

And it being moved that the Parliament ſhould farder proceed in that matter, the ſame was Adjourned till the next Meeting.

The Lord Chancellor, by Order of His Majeſties High Commiſſioner, Adjourned the Parliament till *Tueſday* next at Ten a Clock.

BY *Order of* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the* Heirs *and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

A L. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament

Saturday November 2. 1700.

Prayers Said,
Roll Called,
Minuts of the laſt Sederunt Read.

The Orders of the Parliament Heads again Read and Appointed to be duly obſerved.

A Commiſſion to Mr. Clerk, Clerk, from the Burgh of Campbeltown, newly Erected, and the Charter of Erection under his Majeſties great Seall, for the Warrand thereof both Read, and after Some Reaſoning thereon: The ſaid Mr. Clerk took the Oath of Allegiance and Signed the ſame, with the Aſſurance and Aſſociation, and to the Oath of Parliament, and was Admitted to the Rolls.

The former Declarator anent the Irregularities complained of at the Election of one Shire or Burgh again to Sit and Vote.

A Motion made that the Inquiring into the Irregularities complained of in the Elections of the Shire of Wigtown, is not for the Common good concerned, but only in order to a Regulation by a Law for ſecuring the freedom of Elections, or for annulling of thoſe Elections, or either of them as Accords.

Which motion being read, was voted and Approven as a Standing Law, and immediately Signed by the Lord Chancellor.

Then the Parliament proceeded to the conſideration of the Irregularities complained of; and a motion being made that the complained of Irregularities made by the Sheriff have not been ſo Glaring as to require at preſent a full redreſſing thereof, the Queſtion was Put—Whether the complained of Irregularities made by the Sheriff and others, or this Election made by the Sheriff ſhould be Diſcuſſed; it carried, the complained of Irregularities made by the Sheriff.

And it being moved that the Parliament ſhould forthwith proceed in that matter, the ſame was Adjourned till the next Sederunt.

The Lord Chancellor, by Order of his Majeſties Commiſſioner, Adjourned the Parliament till Monday next at Ten a Clock.

Order of Parliament, His Majeſties Royal Commiſſion, and Alexander Oliphant of Langtoun, Appointed and Sworn Andrew Andrew Mylne Depute Clerks of Parliament, by Commiſſion from Charles Earl of Selkirk, Lord Register, Appointed by Act of Parliament, and Sworn before Andrew Andrew Mylne Depute Clerk of Parliament, and that no other Perſons is to Print the Same.

A. L. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of Andrew Anderſon; Printer to the King's moſt Excellent Majeſty, Anno Dom. 1700.

MINUTS

Of the Proceedings in Parliament,

Tueſday November 5. 1700.

Prayers ſaid,
Rolls called,

SIr *David Arnot* Commiſſioner for the Barons of the Shire of *Kinroſs* newly elected, took the Oath of Alledgance, and ſigned the ſame, with the Aſſurance and Aſſociation, and took the Oath of Parliament.

Minuts of the laſt *Sederunt* read.

Ordered, that an Warrand be iſſued out in the uſual Form, for electing an Commiſſioner for the Shire of *Air*, in place of *William Muir* of *Rowallan* deceaſt, and *Wedneſday* the twenty day of *November* inſtant appointed for making the ſaid Election.

Moved, That a Paper given in by the Lord *Roſs* ſome days ago, in relation to the Lord *Rollo* may be read, and the ſame was accordingly read.

The conſideration of the Incroachments complained off at the Election of the Shire of *Wigtoun* reſumed, and agreed that there be Diligence granted at either Parties inſtance, to cite Witneſſes on twenty four hours warning againſt the next *Sederunt* of Parliament, and that the Parliament will then conſider, whether to examine them in plena Parliament, or remit them to a Committee.

Moved, That the States do ſeparat and make Election of their ordinary Committees, and that the Committee for ſecurity of the Kingdom conſiſt of Nine of each State. The Committee for Trade of Seven of each State. The *Committee for contraverted Elections* of Five of each State. *The Committee for returning an Anſwer to the Kings Letter*, of One of each State, and that one of each State be named for reviſing the Minuts of this Seſſion of Parliament. Whereupon the States having ſeperat to their uſual places, returned and reported their ſeveral Elections as follows.

For Security of the Kingdom, of the State of Nobility, The Earls of *Argyle*, *Marr*, *Lauderdale*, *Lothian*, *Loudoun*, *Leven*, *Annandale*, the Viſcount of *Stair*, Lord *Carmichael*. Of the State of Barrons, *Robert Dundaſs* of *Arniſtoun*, Sir *John Hume of Blackadder*, *William Bennet* younger of *Grubet*, Sir *Francis* Scot of *Thirleſtane*, *William Baillie* of *Lamingtoun*, Sir *Thomas Burnet* of *Leyes*, the Laird of *Grant*, Sir *William Anſtruther* of that Ilk, *James Broddie* of that Ilk. Of the Commiſſioners for Burghs, Sir *Archibald Muir* Mr. *John Murray*, Sir *James Smollat*, Mr. *David Dalrymple*, Sir *John Hamilton*, *William Menzies*, Sir *Hugh Dalrymple*, Sir *William Hamilton*, Sir *Alexander Home*.

For Trade of the Nobility, The Earls of *Buchan*, *Aboyn*, *Kintore*, Viſcount *Tarbat*. Lords *Forbes*, *Jedburgh* and *Ruthven*. Of Barrons, *William Moriſon* of *Preſtoungrange*, *John Hadden* of *Glenagies*, Sir *John Schaw* of *Greenock*, *Patrick Murray* of *Livingſtoun*, *James Murray* of *Stonewood*, Mr. *James Carnagie* of *Phinhaven*, *James* Scot younger of *Logie*. Of the Commiſſioners for Burghs *James Fletcher*, *John Anderſon* for *Glaſgow*, *John Muir* for *Air*, Mr. *Alexan-*

Alexander Cunninghame, *William Cultran*, Mr. *William Johnstoun*, *Hugh Brown*.

For contraverted Elections, of the Nobility, The Earls of *Glencairn*, *Carnwath*, *Broadalbine*, Viscount of *Tarbat*, Lord *Ballendene*. Of the Barrons, *William Hepburn* of *Beinstoun*, *James Pringle* of *Torwoodlie*, *John Crawfurd* of *Kilbirney*, *George Brodie* of *Aslisk*, Sir *John Areskine* of *Alva*. Of the Commissioners for Burghs, Sir *Andrew Home*, Mr. *James Campbel*, Mr *William Broddie*, Mr. *Robert Forbes*, Sir *Archibald Sinclair*.

For answering the Kings Letter, of the Nobility, The Earl of *Argyle*. Of the Barrons, the Laird of *Grant*. Of the Commissioners for Burghs, Sir *Hugh Dalrymple*.

For revising the Minuts of this Session of Parliament, of the Nobility, the Viscount of *Tarbat*; Of the *Barrons* Sir *John Lawder* of *Fountainhall*. Of the Commissioners for Burghs, Mr *David Dalrymple*.

Resolved, That all Motions and Overtures be first made in plene Parliament, and that no Motion or Overture come in from any of the Committees, but upon matters first remitted to them by the Parliament.

Overtures for Acts to be made, *viz*. An Act for Security of the Protestant Religion, and Presbyterian Government of the Church as it is now established, ratifying all Laws made in their favours. An Act for preventing the Grouth of Popery, with such Additions as shall be found necessary. And an Act for the more effectual Execution of the Laws made for repressing of Vice and Immorality, all read, and remitted to the Committee for Security of the Kingdom

Moved that the Minuts dated 27 *May* last be read, and the same were read accordingly, and the farther Consideration thereof delayed.

Ordered, that the Committees meet to Morrow at ten a Clock in the usual places.

The Lord Chancellor by Order of *His* Majesties high Commissioner, Adjourned the Parliament till *Friday* next at ten a Clock.

BY Order of James *Duke of* Queensberry, *His Majesties High Commissioner, and Estates of Parliament*, Alexander Gibson *of* Durie, *one of the Depute Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties Printer, to Print these Minuts of Parliament. and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Kings most Excellent Majesty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

Friday November 8. 1700.

Prayers ſaid,
Rolls Called,

COmmiſſion to *Charles Mitchel* for being one of the Commiſſioners for the Barrons of the Stewartry of *Orkney* and *Zetland*, preſented and read, and ſome Objections being proponed againſt the ſame; It was moved, that the ſaid Commiſſion and Objections be remitted to the conſideration of the Committee for contraverted Elections, and the Vote being ſtated, whether to conſider the ſame in plene Parliament, Or remit to the Committee, carried *Remit.*

Minuts of the laſt Sederunt Read.

An Repreſentation from the Commiſſion of the General Aſſembly to the Parliament, read, and remitted to the Committee for ſecurity of the Kingdom.

The Draught of an Act for ſecuring of the Proteſtant Religion, and Preſbyterian Church Government, as now eſtabliſhed, brought in from the Committee, read for the firſt time: Alſo an Overture propoſed as an Addition to the ſaid Act preſented and read, and both ordered to ly on the Table.

Overture for planting of Kirks, and providing the Poor, read, and ordered to ly on the Table.

Draught of an Act from the Committee for preventing the Grouth of Popery, read for the firſt time, and Ordered to ly on the Table.

Agreed, that the Repreſentation from the Commiſſion of the *General Aſſembly*, and the Draught of the Act for preventing the Grouth of Popery be Printed, in order to be conſidered by the Members of Parliament.

Overture, that an Act be brought in for ſecuring perſonal Liberty, and remitted to the Committee for Security of the Kingdom to bring in the ſame: Alſo moved, that the Draught of an Act anent wrongous Impriſonment preſented to the Parliament in the year 1698, be read as an Overture.

Moved, That after the Laws for ſecuring Religion, the Affair of *Caledonia* be taken into Conſideration: Alſo moved, that the Kings Letter to the Parliament be again read, and the ſamen was read accordingly; And a Debate ariſing anent the Order in which the Affair of *Caledonia* is to be conſidered: It was propoſed that there be a Reſolve of Parliament, That after the Laws for regulating of Trade as to Export and Import, the important Buſineſs of the *Indian* and *African* Company and *Caledonia* ſhould be taken into Conſideration, and the Parliament to give their Sentiment upon it, nothing intervening; And a Vote craved, Approve the Reſolve or not; it was propoſed by others that an certain fixt day be appointed for conſidering the Affair of *Caledonia*, and a Vote alſo craved thereon; And the Queſtion being ſtated whether the Vote ſhould be approve the Reſolve or not, or fix a day or not, carried approve the Reſolve or not.

And

And the foresaid Resolve being again Read in Parliament, it was put to the Vote, approve or not, and it carried Approve *nemine contradicente*.

The Draught of the said Act anent wrongous Imprisonment moved again to be Read, and the same was accordingly Read, and remitted to the Commitee for Security of the Kingdom.

Overtures for Acts to be made, *viz.* an Act for the more effectual restraining the importing, wearing or using of Forraign Woolen Manufactories. Act for regulating the Trade with *France*. Act for Regulating the Trade with *Ireland*. Act for restraining the Importing or Wearing of Forraign Silk Stuffs, and Act for abrogating the 27 *Act* of the Parliament 1663 relating to Forraign Trade, all remitted to the Committee for Trade.

Ordered that the Committees meet on *Mundy* next at Ten a Clock in the usual Places.

The Lord Chancellor by Order of His Majesties High Commissioner, Adjourned the Parliament till *Tuesday* next at Ten a Clock.

BY Order of James *Duke of* Queensberry, *His Majesties High Commissioner, and Estates of Parliament,* Alexander Gibson *of* Durie, *one of the Deputy-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Kings most Excellent Majesty, *Anno Dom.* 1700.

MINUTS
Of the Proceedings in Parliament.

Tuesday November 12. 1700.

Prayers said,
Rolls called,

THe Earl of *Airly* excused by his Grace His Majesties high Commissioner, in respect of his Indisposition.

Mr. *John Gordon* younger of *Currel* one of the Commissioners for the Shire of *Sutherland*, newly elected in place of Sir *Adam Gordon* of *Dalfolly* deceast, took the Oath of Alledgance, and signed the same with the Assurance and Association, and took the Oath of Parliament.

Minuts of the last Sederunt read.

Petition the Laird of *Innes* younger, craving Warrand to cite the Duke of *Gordon* and others to compear before the Parliament, to the effect therein mentioned, read, and ordered to ly on the Table while the next Sederunt of Parliament, and the Duke of *Gordon* or an other person concerned allowed to see and answer the same if they shall think fit.

Petition *James Montgomery* Merchant in *Glasgow*, craving Warrand to Erect an Manufactory of Glass and Soap-works at *Glasgow*, with the same Priviledges and Liberties as are granted to the Glass-works at *Leith* and *Morisons haven*, read, and remitted to the Committee for Trade.

Proposals from the Hat-makers of *Edinburgh* for themselves, and in name of the rest of the Hat-makers of the Nation, anent the several particulars therein mentioned, relating to the making of Hats, read, and remitted to the Committee for Trade.

Petition Mr. *William Gordon* of *Balcomy*, craving Warrand to cite Sir *William Hope* and other persons complained on to compear before the Parliament, read, and the said Petition with an Representation given in by Sir *William Hope* in answer thereto, remitted to the Committee for Elections, to consider whether or no there be ground for granting warrand for the said Citation, and to report.

Moved, That the Consideration of the complained off Incroachments at the Election of the Shire of *Wigtoun* be again resumed, and the Minuts of the 5 of *November* instant relating to that matter being read, an Debate arose whether the Witnesses cited should be examined in plene Parliament, or remitted to a Committee, and Lord *Basil Hamilton* being heard on matters of Fact, and the Instrument produced by *Castlestuart* relating to the Sheriffs procedure, read, *Castlestuarts* Oath of Calumny was craved, if he has just reason to alledge what is represented in the said *Instrument*, anent the Sheriffs continuing Preses after another Preses was desired to be chosen, And he having deponed Affirmative. It was remitted to the Committee for Elections to receive the Depositions of the Witnesses cited by both Parties, and to take

Tryal

Tryal of the haill other Matters of Fact, relating to the ſaids Elections in ſo far as the ſame requires probation, and to report,

The Act for ſecuring the Proteſtant Religion, and Presbyterian Church Government as now eſtabliſhed, brought in from the Committee, read the ſecond time, and being put to the Vote, approve the Act or not, carried Approve *nemine contradicente.*

The Draught of another Act for Presbyterian Church Government, in relation to their National Synods and General Aſſemblies read; It was moved, that this Act be remitted to the Committee for Security, alſo moved that the ſame be conſidered in plene Parliament, the farder conſideration thereof delayed, and the Act ordered to ly on the Table.

Appointed that the ſeveral Committees do meet to morrow at nine a Clock.

The Lord Chancellor, by Order of His Majeſties High Commiſſioner, Adjourned the Parliament till *Thurſday* next at Ten a Clock.

BY Order of James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Deputy Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

of the Proceedings in Parliament.

Thurſday November 14. 1700.

Prayers ſaid,
Rolls called,

COmmiſſion to Mr. *Roderick Mackenzie* of *Preſtounhall*, for being one of the Commiſſioners of the Barrons for the Shire of *Cromarty* newly elected, in place of *John Urquhart* of *Craighouſe*, who did not ſign the Aſſociation PRESENTED; It was moved, that one of the Subſcribers of the ſaid Commiſſion ſigns as Procurator for an abſent Baron contrair to Law, which allows of no Proxies in ſuch Elections; Ordered that the ſaid Procurators Name be delate, and the ſame being accordingly done, *Preſtounhall* took the Oath of Alledgance, and ſigned the ſame; with the Aſſurance and Aſſociation, and took the Oath of Parliament.

Minuts of the laſt *Sederunt* read.

Petition from the Free-holders of *Argyle* Shire, craving Warrand to elect a Commiſſioner to the Parliament in place of Sir *Duncan Campbel* of *Auchinbreck*, in reſpect of his Indiſpoſition, read; alſo two Teſtificats of his Sickneſs, and Sir *Duncans* own Dimiſſion likeways read, and in reſpect thereof, and of the notoriety of Sir *Duncans* Circumſtances and Incapacity to ſerve in Parliament, and that ſeveral Members of Parliament had declared that he owned himſelf to be a Papiſt: It was moved that Warrand be granted to elect a new Commiſſioner in his place, and the Queſtion being ſtated, Grant Warrand or no, carried grant Warrand, and *Thurſday* the 28 of *November* inſtant appointed for making the ſaid Election.

Moved, That the Petition given in by the Laird of *Innes* younger, craving Warrand to cite the Duke of *Gordon* and others be now taken into Conſideration; And it being objected, that the Matter was depending before the Lords of Seſſion, after ſome Debate, the Queſtion was ſtated, whether to grant Warrand to cite, or remit the Tryal of the ſaid Objection to a Committee; It carried grants Warrand to Cite.

Petition *David Maxwell* Maſter of the Wolen Manufactory at *Newmilns* & Partners, craving that it may be remitted to the Committee for Trade to bring in an Act for erecting, the breaking, ſorting and right ordering of Fleece-Wool in a free Incorporation and Manufactory, read and remitted to the Committee for Trade.

Propoſals for *Henry Hue French*-guilder, craving that the Importation of Gilded Timber Work may be conſidered and Diſcharged, read and remitted to the Committee for Trade.

The

The Draught of an Act discharging the Importation of *French* Wines, and all other Goods from *France*, read and remitted to the Committee for Trade

Petition *William Barckley* Merchant in *Glasgow*, craving the grant of making *Ale-egar* or *Vinegar*, with the Priviledge of a Manufactory, and that all others be discharged to import or make the same for Sale, read, and remitted to the Committee for Trade.

Act for preventing the grouth of Popery, brought in from the Committee read for the second time, and the farder Consideration thereof, delayed till the next dyet of Parliament.

Ordered that the Committees do meet in their usual places to Morrow at nine a Clock.

The Lord Chancellor by Order of His Majesties high Commissioner Adjourned the Parliament till to Morrow being *Friday* at ten a Clock.

BY Order of James *Duke of* Queensberry, *His Majesties High Commissioner, and Estates of Parliament,* Alexander Gibson *of* Durie, *one of the Deput-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the King's most Excellent Majesty, *anno Dom.* 1700.

MINUTS
Of the Proceedings in Parliament.

Friday November 15. 1700.

Prayers ſaid,
Rolls Called,
Minuts of the laſt Sederunt read,

A Motion made that there is an Pamphlet diſperſed, Intituled, *Memorial to the Members of Parliament of the Court-party*, containing high Reflections on the King's Majeſty, the proceedings of Parliament, and Government of the Church; and the ſaid pamphlet being produced, and ſome parts thereof read, it was Ordered that the ſaid Memorial be burnt by the hand of the common Hangman at the Mercat-croſs of this City to morrow at twelve a Clock, and the Magiſtrats of *Edinburgh* to ſee this Order duely execute, and remitted to the Committee for Security of the Kingdom to inquire who is the Author and Printer of the ſaid Pamphlet.

Petition Sir *David Home* of *Croſsrig*, one of the Senators of the Colledge of Juſtice, craving that it be remitted to a Committee to take tryal of the matters of Fact therein repreſented, anent the loſs of his Papers at the late Fire, and to give Remeed thereunto, read, and remitted to the Committee appointed for reviſing the Minuts.

The Draught of an Act for Presbyterian Church Government, in relation to their National Synods and General Aſſemblies, read; Moved that the Conſideration of this Act be delayed for this Seſſion of Parliament, and after ſome debate, a Vote was craved proceed to the conſideration of this Act, or delay; Moved, that before voting, the Act of Parliament in the year 1663 eſtabliſhing a National Synod be read, and a new Debate ariſing thereanent, It was agreed, that the ſtate of the Vote be, Proceed or Delay, and that the ſaid Act 1663, and the Act reſcinding the ſame in the year 1690 be both read immediatly before voting; and the ſaids Acts being accordingly read, the Queſtion was ſtated, proceed to conſider the Draught of the ſaid Act now offered, or Delay; and carried Delay.

And it being moved, that the time of the Delay be determined, the Queſtion was again ſtated, delay the Conſideration of the ſaid Act for this whole Seſſion of Parliament, or not; and carried in the Affirmative.

The Draught of an Act for preventing wrongous Impriſonments, and againſt undue Delays in Tryals, brought in from the Committee for Security, read.

Agreed that the Draught of the ſaid Act be printed, in order to be conſidered by the Members of Parliament.

The Lord Chancellour by order of His Majeſties high Commiſſioner Adjourned the Parliament till to Morrow at Ten a Clock.

By Order of James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput. Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

Friday November 15. 1700.

Prayers Read.
Rolls Called.
Minuts of the last Sederunt read.

A Motion made that there is an Pamphlet dilpersed, Intituld, Memoryalls to the Members of Parliament of the Cavr-party, containing high Reflections on the King's Majesty, the proceedings of Parliament, and Government of the Church; and the said pamphlet being produced, and some parts there-of read, it was Ordered that the said Memorial be burnt by the Hand of the common Hangman at the Mercat-cross of this City to morrow at twelve a Clock, and the Magistrats of Edinburgh to see this Order duely execute, and remitted to the Committee for Security of the Kingdom to inquire who is the Author and Printer of the said Pamphlet.

Pursuant to Sir David Howe of Gryrig, one of the Senators of the College of Justice, Craving that it be remitted to a Committee to take tryal of the memorial presented by Sherein represented, anent the Lais of his Papers at the Fire, and to give Remed thereunto, read, and remitted to the Committee appointed anenting the Minute.

The Draught of an Act for Presbyterian Church Government, in relation to that, National Synods and General Assemblies, read. Moved that the Consideration of this Act be delayed for this Session of Parliament, and after some debate, a Vote was craved previous to the Question of Delay; Moved, that before voting, the Act of Parliament in the year 1693 establishing a National Synod be read, and a new Debate arising thereanent, It was agreed, that the Vote be, Proceed or Delay, and that the said Act 1693, and the Act rescinding the same in the year 1690 be both read immediatly before voting; and the Lists of the Votes being accordingly read, the Question was stated, proceed to consider the Draught of the said Act now offered, or Delay; and carried Delay.

And it being moved, that the time of the Delay be determined, or Qualification of Parliament, or not; and carried in the Affirmative.

The Draught of an Act for preventing wrongous Imprisonment, and raising undue Delays in Tryals, brought in from the Committee for Security, read.

Agreed that the Draught of the said Act be printed, in order to be considered by the Members of Parliament.

The Lord Chancellour by order of His Majesties high Commissioner Adjourned the Parliament till to Morrow at Ten a Clock.

By Order of James Duke of Queensberry, Lord Privy Seall, Lord High Commissioner, and Ellais of Parliament, Alexander Gibson of Durie, one of the Deputy Clerks of Parliament, by Commission from Charles Earl of Selkirk, Lord Register, appointed by the Heirs and Successors of Andrew Anderson, Esq; Her Majesties Printer, to Print the Minuts of Parliament, and that no other Person do the same.

A. GIBSON.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the King's most Excellent Majesty, Anno Dom. 1700.

MINUTS

of the Proceedings in Parliament.

Saturday November 16. 1700.

Prayers ſaid,
Rolls called,

THe Earl of *Selkirk* excuſed by his Grace his Majeſties high Commiſſioner, in reſpect of his neceſſary abſence in attending the Kings Perſon. Commiſſion by the Earl of *Selkirk* Lord Regiſter, to Mr. *Alexander Gibſon* one of his Deput-Clerks of Parliament, to Preſent, Sign, and Officiat for him during this Seſſion of Parliament, preſented, and ordered to be Recorded.

Minuts of the laſt *Sederunt* read.

Petition Sir *Alexander Hope* of *Kerſs*, craving the recalling of a Summonds direct againſt him at the inſtance of the Heirs of the Earl of *Bramford*, read, and ordered to be ſeen and anſwered.

Moved, That a Pamphlet, Intituled *a Defence of the Scots abdicating* Darien, including an Anſwer to the *Scots* Settlement there, be publickly burnt, as a Blaſphemous ſcandalous and calumnious Libel, reflecting upon Religion, and the Honour of this Nation; Alſo moved, that an other Pamphlet, Intituled a Vindication of the ſaid former Pamphlet, and a third Pamphlet or *Scurrulous Lampoon* intituled *Caledonia*, or the Pedler turned Merchant, be both likeways publickly burnt, and the ſaids three Pamphlets being called for, and ſome parts of each of them Read, *Ordered* that the ſaids three Pamphlets be burnt by the hand of the Common Hangman, at the Mercat Croſs of this City on *Munday* next at twelve a Clock, and that the Magiſtrats ſee this Order duely execute.

The Parliament being informed that one *Walter Herries* Chyrurgeon, who went with the Companies firſt Ships to *Darien*, is the Author of the firſt two of the ſaids Pamphlets, they appoint him to be taken into Cuſtody, wherever he can be apprehended within this Kingdom, and ordains the Sum of ſix thouſand pound *Scots* of reward to be payed by the Lords Commiſſioners of His Majeſties Theſaury, to any who ſhall apprehend the perſon of the ſaid *Walter Herries*, and deliver him to any Magiſtrat within this Kingdom, in order to be tryed and brought to Juſtice, and recommends to the Lords of Privy Council to publiſh a proclamation thereanent; And alſo recommends to the Secretaries of State to repreſent to the King the Parliaments proceedings in relation to the ſaid *Walter Herries*, that His Majeſty may be pleaſed to teſtifie his Diſpleaſure againſt him:

The Draught of an Act brought in from the Committee of Security, for preventing the grouth of Popery, read, and there being ſeveral Amendments pro-

propoſed, the ſame was again Read by Paragraphs, and upon debate as to that part of the Act anent the Popiſh Heirs being incapable to ſucceed to any heretable Eſtate after the Age of 15 years, untill they purge themſelves of Popery, The queſtion was ſtated approve the Clauſe as it ſtands in the Act or alter, and carried approve.

And an other Paragraph of the ſaid Act being Read anent the number of years allowed to the Popiſh Heirs excluded, to renounce Popery after incurring the Irritancies therein mentioned, after ſome reaſoning thereupon, the queſtion was ſtated, whether the ſpace allowed ſhall be Ten or Twenty years and carried Ten years.

The farder Conſideration of the ſaid Act continued till the next dyet of Parliament.

The Lord Chancellor by Order of His Majeſties High Commiſſioner Adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printer to the King's moſt Excellent Majeſty, *anno Dom.* 1700.

MINUTS
Of the Proceedings in Parliament.

Munday November 18. 1700.

Prayers ſaid,
Rolls Called,
Minuts of the laſt Sederunt read,

THe Conderation of the Act for preventing the Grouth of Popery again reſumed, and ſeveral Paragraphs thereof read, an additional Clauſe was offered for regulating the Tranſmiſſion of the Titles of Honour of Papiſts, and after Debate a queſtion being ſtated, whether a Clauſe regulating the ſaid Tranſmiſſion be added to this Act, or if a new diſtinct Act be brought in thereanent; It carried a new Act to be brought in.

Overture, That a Clauſe be added to the Act in relation to the imploying of perſons who now are, or ſhall be *Papiſts*, and thereafter turns Proteſtants, in places of publick Truſt; and the ſaid Overture being again given in and read, after ſome reaſoning thereupon, it was remitted to the Committee for *Security* of the Kingdom, to bring in an diſtinct Act anent the ſaid Clauſe, and what other Acts ſhall be thought neceſſar for the farder ſecurity of the *Proteſtant* Religion.

Thereafter the ſaid Act for preventing the Grouth of Popery, with the ſeveral Amendments made thereupon being again read, it was put to the Vote, Approve, or not; and carried Approve.

The Draught of the Act for preventing wrongous Impriſonments, and againſt undue Delays in Tryals, brought in from the Committee for Security, read for the firſt time.

Overture anent the Diſcovery of the Exporters of Linen yarn, read, and remitted to the Committee for Trade.

Draught of an Act prohibiting the Tranſporting of the Subjects of this Kingdom to Forraign Plantations, read, and remitted to the Committee for ſecurity of the Kingdom.

Petition, *Matthew* and *Daniel Campbels* Merchants in *Glaſgow*, craving the erecting of a Suggar-Manufactorie, and an Manufactory for diſtilling of Brandy and Strong-waters, read, and remitted to the Committee for Trade.

Petition James Cowan Merchant in *Edinburgh* for making of Vinegar, and erecting the ſame in a Manufactory, read, and remitted to the Committee for Trade.

Ordered, That the Committees meet at their uſual places to morrow at Nine a Clock.

The *Lord* Chancellor by order of His Majeſties high Commiſſioner Adjourned the Parliament till *Wedneſday* next at ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTES

Of the Proceedings in Parliament

Monday, November 18. 1700.

MINUTS
Of the Proceedings in Parliament,

Wednesday November 20. 1700.

Prayers said,
Rolls called.
Minuts of the last Sederunt Read.

MOved, That the Committee for contraverted Elections be appointed to meet, and examine the Witnesses in relation to the Election of the Shire of *Wigtoun*; And Ordered that the said Committee meet to morrow Morning.

Moved, that effectual Methods be fallen upon for restraining the Members of Parliament from leaving the House untill the Parliament be adjourned, and agreed that any Member bring in an Overture thereanent, in order to be considered in Parliament, or remitted to a Committee.

Petition Sir *Patrick* and *James Ogilvies* elder and younger of *Boyne*, craving the Discharge of the exacting of Custom or Tunnage for Marble found in their own Ground, which they shall export, and that the importing of all Forraign Marble be discharged, read, and remitted to the Committee for Trade.

Petition Sir *James Cockburn* of that Ilk, craving that a Process at the instance of *John Ker* of *Moristoun* against him, which has long depended before Committees of Parliament, be remitted to be discust before the Lords of Session, read, and ordered to be seen and answered.

The Draught of the Act brought in from the Committee for preventing Wrongous Imprisonments, and against undue Delays in Tryals, read, and the Draught of the Overture thereanent presented in Parliament in the year 1698, and remitted to the Committee for Security likeways read.

And the said Act brought in from the Committee being again read in Paragraphs; It was agreed, that there be an Clause added extending the benefit of this Act to wrongous Confinements before Tryal, alse well as to wrongous Imprisonments: It was also moved, that there be a Clause added to the Act, appointing the Informer to give his Oath of Calumny, and likewise that he sign his Information; And after Debate, the Question was stated, If a Clause shall be added, that the Informer shall give his Oath of Calumny Yea or No; and carried in the Negative: And again the Question being stated, if a Clause shall be added, that the Informer shall sign the Information yea or no, and carried in the Affirmative, and the farder Consideration of the said Act continued untill the next Dyet of Parliament.

The Committees ordered to meet to Morrow precisely at eight a Clock in the Morning.

The Lord Chancellor by Order of His Majesties High Commissioner, Adjourned the Parliament till to morrow at Ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majesties high Commissioner, and Estates of Parliament*, Alexander Gibson *of* Durie, *one of the Deput-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties* Printer, *to Print these Minuts of Parliament, and that no other presume to* Print *the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Kings most Excellent Majesty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Thurſday November 21. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt read,*

Draught of an Act for erecting a Woolen Manufactory at *Muſleburgh*, with the ſame Priviledges and Liberties that are granted to other Manufactories in the Kingdom, read, and remitted to the Committee for Trade.

Petition *Thomas Mitchel* in *Saltcoats*, craving the priviledge of drying and preparing of Malt, and brewing of Ale and Beer in a new manner, read, and remitted to the Committee for Trade.

Petition *Thomas Robertſon* eldeſt Son to the deceaſt Baillie *Robertſon*, craving that the Parliament may take to their Conſideration his ſad and miſerable Condition, by reaſon of his Loſſes ſuſtained by the late Fire, and grant the Petitioner ſuch Relief as they ſhall think fit, read, and remitted to the Committee for Elections.

Moved, That the *Overture* formerly given in and read for planting of Kirks, and providing the Poor, be either conſidered in plene Parliament, or remitted to a Committee, and the ſame remitted to the Committee for Security.

Overture for a Herring-Fiſhing on a National Accompt, and that it be promoved on a National Stock, read, and remitted to the Committee for Trade.

A Propoſal for regulating the Coyn of this Kingdom, read, and remitted to the Committee for Security.

Memorial relating to Land-credit, preſented by Dr. *Hugh Chamberlain*, read, and remitted to the Committee for Security.

The conſideration of the Act brought in from the Committee for preventing wrongous Impriſonments, *&c.* reſumed, and ſeveral Paragraphs thereof being read, and a Debate ariſing anent the time to be allowed the Judge for cognoſcing if the Crime be bailable, and for modifying the Sum for which Bail is to be taken; The Queſtion was thereupon ſtated as to the Time, whether inſtantly, or within 24 Hours, and carried within 24 Hours And ſeveral Amendments being made upon other Paragraphs of the ſaid Act, the farder conſideration of the reſt of the Act was delayed till the next Dyet of Parliament.

The Lord Chancellor by order of His Majeſties high Commiſſioner Adjourned the Parliament till to Morrow at ten a Clock.

By Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

MINUTS
Of the Proceedings in Parliament.

Friday November 22. 1700.

Prayers ſaid,
Rolls called,
Minurs of the laſt *Sederunt* read.

PEtition Lieutenant-Collonel *John Arskine* againſt the Counteſs of *Kincardine*, anent her Proteſtations made againſt him for Remeed of Law, read, and ordered to be ſeen and anſwered betwixt and *Friday* the 29th of *November* inſtant.

Petition Mr. *William Seton* younger of *Pitmedden*, acknowledging himſelf the Author of the Pamphlet burnt by Order of Parliament of the 15 of *November* inſtant, and humbly craving the Commiſſioners Grace, and the Eſtates of Parliament their Pardon, and putting himſelf in their will, read, and the ſaid Mr. *William Seton* being brought from priſon to the Barr, and having made his acknowledgement, received a Rreprimand upon his Knees, and was diſcharged from his Impriſonment.

Draught of an Act brought in from the Committee of Trade, reſcinding the 27 Act of the Parliament 1663, *anent the Ordering and Diſpoſal of forraign Trade*, read for the firſt time.

Draught of an Act from the Committee for Security againſt Profaneneſs, read for the firſt time, and the Draught of the ſaid Act appointed to be printed, in order to be conſidered by the Members of Parliament.

Overture for an Act regulating Proteſts for remeed of Law, read, and remitted to the Committee for Security.

The Draught of the Act brought in from the Committee for preventing wrongous Impriſonments being again proceeded in, after ſome Amendements made thereon, the farder Conſideration of the reſt of the ſaid Act was adjourned till the next Dyet of Parliament.

Ordered, that the Committees do meet to Morrow at eight a Clock in the morning.

The Lord Chancellor by Order of His Majeſties high Commiſſioner Adjourned the Parliament till to morrow at ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the* Heirs *and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

A. L. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTES

Of the Proceedings in Parliament.

Friday, December 1720.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the King's most Excellent Majesty, Anno Dom. 1720.

MINUTS
Of the Proceedings in Parliament.

Saturnday November 23. 1700.

Prayers ſaid,
Rolls called.
Minuts of the laſt Sederunt Read.

MOved, that the Petition given by Sir *Alexander* Hope of *Kerſs* againſt the Heirs of the Earl of *Bramfoord*, which was formerly ordained to be ſeen, may be now taken to conſideration; and the ſame being again read, and there being no Anſwers made thereto, the deſire thereof was granted.

Draught of an Act againſt Butchers being Graſiers, read for the firſt time and ordered to lye on the Table.

Petition William Paton of *Panholls*, craving the Parliament to conſider the Report of his Damages ſuſtained by the Rebels in the year 1689, and to adviſe the probation, read, and remitted to the Committee for Elections.

The Act for ſecuring the Proteſtant Religion, and Presbyterian-Government, and the Act for the preventing the Growth of Popery, both touched with the Scepter by his Majeſties high Commiſſioner in the uſual manner.

Overture, That an Act be brought in for defining and declaring what Crimes are Capital, and what not, and likeways for clearing what Crimes infer the pain of Treaſon, and the ſame remitted to the Committee for reviſing the Minuts.

The conſideration of the Act againſt wrongous Impriſonments again proceeded in, and that Paragraph thereof anent the pains to be inflicted on perſons guilty of wrongous Impriſonment read, after debate, a Vote was propoſed, if the Committer ſhal be lyable to incapacity of publick Truſt, over and above the Pecunial Mulcts, yea or no, Moved by others, that a diſtinction be made betwixt Superiour and Inferiour Judges, as to the pains of wrongous Committents, and a previous Vote craved to diſtinguiſh the Judges, yea or no; and after reaſoning, as to the ſtate of the Vote, the queſtion was put Cognoſce as to the Committer, or diſtinguiſh the Judges, and carried Cognoſce, and thereafter a Vote being ſtated, if the Committer ſhall be lyable to incapacity over and above the pecunial Mulcts, yea or no, it carried in the Negative: and ſome Amendments being made on the ſaid Act, the farder conſideration thereof was delayed until the next Dyet of Parliament.

The ſeveral Committees appointed to meet in their uſual places, on *Munday* next at nine a clock in the Morning.

The Lord Chancellor by Order of His Majeſties High Commiſſioner, Adjourned the Parliament till *Tueſday* next at Ten a Clock.

BY Order of *his Grace* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Tuesday November 26. 1700.

Prayers said,
Rolls called,
Minuts of the last Sederunt read.

MOved, that the Committee for Elections be appointed to meet to bring in an Report anent the Election of the Shire of *Wigtoun*, and the said Committee ordered to meet and bring in the said Report.

Petition the Magistrats of *Edinburgh* in behalf of their poor, craving an Imposition upon Carcadges of Oxen, Sheep, and others sold in their Mercats, to make up a Stock for maintaining of their Poor, read, and ordered to ly upon the Table.

Moved, that it be remitted to the Committee for Security, to bring in an Act for the better maintaining of the Poor, and repressing of Beggers, and the same remitted accordingly.

Draught of an *Act* from the Committe of Trade in favours of Sir *Patrick* and *James Ogilvies* of *Boyne*, relating to the Marble found in their Ground read for the first time.

Overture for discharging the Importing of Brandy and other Strong-waters, read, and remitted to the Committee for Trade.

Draught of an Act from the Committee for Trade, for prohibiting the Importing, Using and Wearing of all Forraign Woollen Manufactories, read for the first time, and appointed to be printed, in order to be considered by the Members of Parliament.

Overture for reviving all former Laws and *Acts* of Parliament, and privy Council against the Exportation of Wooll and Skins with Wooll, and of new strictly prohibiting the Exportation thereof read, and remitted to the Committee for Trade.

The Draught of the *Act* from the Committee for preventing wrongous Imprisonment again taken to consideration, and a Clause offered, that the *Act* shall be without prejudice to inferior Judges, Magistrats or Justices of Peace, to imprison in order to Tryal, parties disobedient and contumacious to Church-censures, and persons found acting in Tumults, and other Transgressours mentioned in the said Clause; as to which cases, it shall be lawful to proceed as formerly, the persons imprisoned having always relief by finding Bail, and demanding a Tryal in manner exprest in the Act: Which Clause being read, after reasoning thereupon, it was put to the Vote, add the Clause to the Act, or not; and carried in the *Affirmative*.

Moved also, that an other Clause be added, that in case of Imminent, or actual Invasion, Rebellion, or Insurrection, Commitment might proceed by

by order of the Privy Council, or any Five of their Number, upon ſuſpition of *Acceſſion*, without being lyable to any Penalty for the ſaid Commitment, the perſon impriſoned having his Relief as ſaid is, and after Debate thereanent, the Queſtion was ſtated, add the ſaid Clauſe, or no; and carried in the affirmative.

Moved, that the pains of wrongous Impriſonment be ſix thouſand pounds for a Nobleman, four thouſand pounds for a Landed Gentleman, two thouſaud pound for any other Gentleman or Burgeſs, and four hundred pounds for other perſons; and the Queſtion being ſtated as to that Clauſe in the *Act*, approve, or not; carried approve.

Alſo moved, that an *Clauſe* relating to the wrongous Detainer be alſo read, whereby the dayly penalties payable to the Party impriſoned are modified to the Sums following, *viz.* a hundred pound each day for a Nobleman, a hundred Merks for a Landed Gentleman, fifty Merks for every other Gentleman or Burgeſs, and ten Marks for other perſons, not to be leſſened by any Authority whatſomever. And farder, that the wrongous Detainer ſhall loſe his Office, and be incapable of publick Truſt. Which *Clauſe* being accordingly Read, was put to the Vote, approve or no, and carried approve.

Likeways an other Clauſe Read, extending the Act for preventing wrongous Impriſonments, to the caſe of all *Confinments* not conſented to by the Party, or inflicted by Sentence after Tryal, and Diſcharging all *Cloſe* Impriſonments beyond the ſpace of eight days from the Commitment: The *Clauſe* was agreed to, And farder agreed, That the time for Purſuing *Proceſſes* for Wrongous Impriſonments be within the ſpace of three years, otherways, that the ſame ſhall Preſcribe. *Moved* likeways, That a Clauſe be added to this Act, againſt the Tranſportation of any *Perſon* forth off the Kingdom without their own Conſent or by Sentence, and agreed that a Clauſe be added thereanent.

Alſo *Moved*, That a *Clauſe* be added to this Act, for ſecuring of Members of *Parliament* from Impriſonments, during the Sitting thereof, except by Order of Parliament, *Moved* alſo, That it be remitted to a Committee, to bring in an particular Act upon the ſaid *Clauſe*, and after ſome Reaſoning thereanent, The farder *Conſideration* thereof delayed till the next Dyet of Parliament.

The Lord Chancellor by Order of His Majeſties high Commiſſioner Adjourned the *Parliament* till to morrow at ten a *Clock*.

BY Order of James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Depute-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament. and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

Wedneſday November 27. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

ORdered, that the Committee of Elections do meet to morrow at nine a Clock in the morning preciſely, in order to prepare a Report as to the Election of the Shire of *Wigtonn*, and that the ſaid Report be brought in and offered in Parliament at their next *Sederunt*.

Petition Anna Cockburn, Daughter to the deceaſt *Patrick Cockburn* of *Borthwick*, craving that it may be remitted to a Committee to take Tryal of the matters of Fact therein repreſented, anent the loſs of her Papers at the late Fire, and to give remeed thereto, read, and remitted to the Committee appointed for reviſing the Minuts.

Moved, that the Petition formerly given in and read for *John Shochan*, craving a grant for making Arras-hangings, and that the ſame may be erected in a Manufacttory, might be remitted to ſome Committee, and the ſame remitted to the Com mittee for Trade.

Draught of an Act as an Overture, that no Nobleman hereafter ſhall be allowed to ſit and vote in Parliament, unleſs he have an Eſtate within this Kingdom of the value mentioned in the Overtnre, read, and remitted to the Committee for Security.

Petition John Corſs elder Merchant in *Glaſgow*, craving, that his Work of making Shearing-hooks, *&c.* be erected in a Manufactory, and alſo that they may have an Linnen and Woollen Manufactory erected, with the ſame Liberties and priviledges that are granted to others, read, and remitted to the Committee for Trade.

Petition Alexander Monteeth Chyrurgeon in *Edinburgh*, craving, that the Art diſcovered by him to draw Spirits from Malt, equal in Goodneſs to true French Brandy, may be declared a Manufactory, with the ſame Priviledges and Immunities as are granted to other Manufactories, read, and remitted to the Committee for Trade.

Petition the Undertakers of the Manufactory of Worſet and other Stuffs at *Pauls-work* and *Bonningtoun*, craving, that they & whom they ſhall aſſume may be erected in a Society, with all priviledges and Liberties granted to other Manufactories, read, and upon a Motion, it was ordered that the Magiſtrats of the Town of *Edinburgh* ſee the ſame.

The Conſideration of the Act for preventing wronguous Impriſonment, again proceeded in; And the Clauſe, That no perſon be Tranſported furth of this Kingdom, except with his own conſent given before a Judge, or by Legal Sentence, Read; And the ſaid Clauſe being put to the Vote, Approve or no, carried Approve.

Moved, That there be a Clauſe added to this Act, That no Member of Parliament attending ſhall be Impriſoned, or Confined on any accounnt whatſomever, during a Seſſion of Parliament, without warrand of Parliament,

Reſervin'

Reſerving to the High Conſtable and Mariſhall, their Priviledges and Juriſdictions in time of Parliament as formerly, unleſs any Member commit a Capital Crime: And the ſaid Clauſe Read. *Moved* alſo, That the Addition following be put to the ſaid Clauſe, *viz.* That if there be a maniſeſt Hazard of the Peace, any Magiſtrat may attach for Securing of the perſon or the peace and deliver the perſon to the cuſtody of the Conſtable, in order to the Parliaments cognition the next Sedernnt; And the ſaid Clauſe, with the Addition being alſo Read; The Queſtion was ſtated, whether to add the firſt Clauſe to the Act, or the ſecond containing the ſaid Addition: And carried the ſecond.

And the ſaid Act being again Read: It was *Moved*, That the Clauſe concerning wrongous Impriſonment might run in theſe Terms, declaring all Warrands for Impriſonments on the Accompt foreſaid, either proceeding upon Informations not Subſcribed, or not expreſſing the particular Cauſe, ſhall be void and null; and the Judge and Officiar of the Law, and all others whatſomever, Subſcribing the ſame, and the Executor or Keeper of the Priſon, who ſhall receive and detain the perſon, ſo wrongoouſly ordered to be Impriſoned, or refuſe a Double as ſaid is, ſhall be lyable to the Puniſhment of wrongouous Impriſonment. Which Motion was agreed to, and the Act accordingly amended.

And thereafter the whole Act with the Amendments made thereon being again read, It was put to the Vote, Approve the Act, or not; and carried approve *nemine contradicente.*

Draught of the Act adjourning the Seſſion till the firſt day of *January* next, read for the firſt time.

Petition Anna *Foulder* Relict of Mr. *William Arnot* late Miniſter at *Ebdie*, againſt the Factor of the Eſtate of *Connochie*, read, and upon a motion the Factor Ordained to ſee and anſwer the ſame againſt the firſt Dyet of Parliament the next Week.

Ordered that the ſeveral Committees do meet to morrow at nine of the Clock in their uſual places.

The Lord Chancellor by Order of His Majeſties high Commiſſioner, Adjourned the Parliament till *Friday* next at ten a Clock.

BY *Order of* James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of* Parliament, Alexander Gibſon *of* Duris, *one of the Deputs Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to he Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

of the Proceedings in Parliament.

Friday November 29. 1700.

Prayers ſaid,
Rolls called,

TWo Commiſſions being produced from the Shire of *Air*, one to Mr. *John Campbell* of *Shankſtoun*, and the other to *John Briſbain* younger of *Biſhopstoun*, for ſupplying the place of the Laird of *Rowallane*, late Commiſſioner for that Shire deceaſt, which Commiſſions being conteſted, were remitted to the Committe for Elections to take tryal, and report.

Minuts of the laſt Sederunt read.

Petition *William Baillie* of *Hardingtoun*, craving Warrand for citation of his Creditors therein-mentioned, in order to the obtaining of an perſonal Protection, read, and a Warrand for Citation accordingly granted.

Petition Sir *John* and *John Schaws* elder and younger of *Greenock*, craving that the Act brought in from the Committee of Trade, allowing the Impoſition therein-contained, for building an Harbour at *Greenock*, be now paſt: and the Draught of the ſaid Act being alſo read, it was ordered to ly upon the Table, that all pairties having Intereſt, may have occaſion to ſee the ſame.

Overture, That a certain number of perſons be allowed to attend his Majeſty, in order to the Affairs therein-mentioned: alſo, an other Overture for ſecuring the free Voting in parliament both read and ordered to ly upon the Table.

His Majeſties high Commiſſioner ſignified to the parliament, That it was expected that the Buſineſs mentioned in the *Reſolve* of parliament might have been finiſhed before this time: But the Fonds for maintaining the Forces being now at an end, it's neceſſary the parliament ſhould preſently enter upon the conſideration of that Matter, or otherways reſolve, that the Forces upon the preſent Eſtabliſhment ſhall be provided for ſome time, till theſe Matters be diſpatched.

Moved, that the *Reſolve* paſt in parliament of the eight of *November* inſtant be read, and the ſame was accordingly read, and after reaſoning upon the Matter propoſed by his Majeſties high Commiſſioner, a *Reſolve* was offered in the terms following: *viz.* *Reſolved*, In regaird the Forces upon the preſent Eſtabliſhment cannot be continued longer than the firſt of *December* next, without conſent of parliament, and that by a previous *Reſolve* of this parliament, the Regulation of Trade as to Export and Import, and the Buſineſs of *Caledonia* muſt be firſt conſidered; That therefore the Forces upon the preſent Eſtabliſhment ſhall continue till the firſt of *January* next, and be ſubſiſted accordingly: Which *Reſolve* being read, after ſome reaſoning thereupon the Queſtion was ſtated, approve of the *Reſolve*, or not; and carried approve.

Act

Act for adjourning the Session till the first of *January* next again read, and being put to the Vote, approve, or not; carried approve.

The said Act touched with the Scepter by his Majesties high Commissioner in the usual manner, and ordered to be proclaimed.

The several Commiteees appointed to meet to morrow at nine a Clock in their usual places.

The Lord Chancellor by Order of His Majesties High Commissioner Adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majesties High Commissioner, and Estates of Parliament,* Alexander Gibson *of* Durie, *one of the Deputy Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson,* Printer to the King's most Excellent Majesty, *anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

Munday December 2. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

SIr *Andrew Agnew* of *Lochnaw*, one of the Commiſſioners of the Barons for the Shire of *Wigtoun*, excuſed by his Grace his Majeſties high Commiſſioner, in reſpect of his *Indiſpoſition*.

Petition the Earl of *Argyle* and others, Creditors to the late Marquiſs of *Argyle*, craving Warrand for raiſing Reduction and *Improbation* of the Decreet of Forefeiture pronounced againſt the ſaid Marquiſs of *Argyle*, and for citing the Duke of *Gordon* and others to appear before the *Parliament*, to the effect therein-mentioned, read, and a Motion being made, that the ſaid *Petition* be allowed to be ſeen and anſwered, after Debate the Queſtion was ſtated, grant Warrand to cite, or ſee and anſwer the Petition, and carried grant Warrand to cite.

Moved, that the Petition given in by Lieutenant Collonel *Areskine* againſt the Counteſs of *Kincardine*, which was allowed to be ſeen and anſwered againſt *Friday* laſt may be now read, and agreed that the ſaid Petition and Anſwers thereto be taken into conſideration the next Dyet of Parliament.

Draught of an Act brought in from the Committee for Trade anent the Woollen Manufactories again read; Moved, that the 12 Act of the *Parliament* 1681, Intituled, *Act for encouraging Trade and Manufactories*, be alſo read, and the ſame accordingly read; *Moved* alſo, that either there be a Clauſe added, Diſcharging the Exportation of all Wooll, or Skins with Wooll, or otherways, that the Conſideration of this Act be delayed until a particular Act be brought in thereanent; And after reaſoning thereupon, it was agreed, that the Act anent Wollen Manufactories lye on the Table until the Act againſt the Exportation of Wool be brought in from the Committee, that both Acts may be under the Parliaments Conſideration.

The Draught of the Act from the Committee of Trade, for reſcinding the 27 Act of the Parliament 1663, relating to the ordering and diſpoſal of Forraign Trade again read, and after ſome Amendments made thereon, it was put to the Vote, Approve the Act, or not; and carried Approve.

Draught of the Act from the Committee for Trade, in favours of Sir *Patrick* and *James Ogilvies*, elder and younger of *Boyne*, relating to the Marble found in their own Ground, read, and the farder Conſideration thereof delayed till the next Dyet of Parliament.

The ſeveral Committees appointed to meet on *Wedneſday* next at Nine a Clock in the Morning.

The Lord Chancellor by order of His Majeſties high Commiſſioner Adjourned the Parliament till *Thurſday* next at ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of* Parliament, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of* Parliament, *by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties* Printer, *to* Print *theſe* Minuts *of* Parliament, *and that no other preſume to* Print *the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1700.

Number

MINUTES

Of the Proceedings in Parliament.

Monday December 2. 1700.

MINUTS

Of the Proceedings in Parliament.

Thurſday December 5. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt read,*

DRaught of the Act from the Committee for Security againſt Profainneſs, read, and after ſome Debate thereanent, two *Overtures* were read for Additions to the ſaid Act, and the ſame with the Overtures relative thereto, remitted back to the Committee for Security.

Moved, that the Committee for Elections do make a Report of their procedure, as to the Election of the Shire of *Wigtoun*, and ordered that the Report thereanent be made againſt the firſt Dyet of Parliament the next Week.

Draught of the Act from the Commirtee for Trade, againſt the Exportation of Wooll, Skins with Wooll, Worſer, and Woolen Yarn, read for the firſt time, and allowed to be Printed, in order to be conſidered by the Members of Parliament.

Draught of the Act from the Committee of Trade anent Woollen Manufactories, read, and the ſame again read in Paragraphs; after Debate thereupon, the farder Conſideration thereof was delayed until the next Dyet of Parliament.

Overture, anent the Sealing of all Cloath manufactored within this Kingdom, read, and remitted to the Committee for Trade.

The ſeveral Committees appointed to meet to Morrow at nine a Clock in their uſual places.

The Lord Chancellor by Order of His Majeſties high Commiſſioner, Adjourned the Parliament till to morrow at ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament

MINUTS
Of the Proceedings in Parliament.

Friday December 6. 1700.

Prayes ſaid,
Rolls called,
Minuts of the laſt Sederunt read.

DRaught of an Act for allowing to the Duke of *Hamilton* the Impoſition therein-mentioned, for building an Peer and Harbour at *Boirostounneſs*, read for the firſt time.

Petition Lieutenant-Collonel *Ereskine* againſt the Counteſs of *Kincardine*, with the Anſwers made thereto, read, after debate, the Queſtion was ſtated, whether to grant Warrand to cite the Counteſs to anſwer to that part of the Petition, that ſhe ſhall inſiſt to diſcuſs her ſecond Appeal therein-mentioned, yea, or no; and carried in the Affirmative.

Draught of the Act from the Committee of Trade anent Wollen Manufactories again read in Paragraphs, and after debate the Queſtion being ſtated, whether to burn Forraign Manufactories imported contrair to the ſaid Act, yea, or not; It carried in the Affirmative: And thereafter the Queſtion being ſtated, whether to burn the haill or only the half, and carried the haill.

Moved, that an Clauſe be added to the Act, for the greater incouragement of ſuch as ſhall make Seizurs, That it be farder Statute, that in caſe any perſon ſhall make the ſaid Seizure of Goods, and ſhall make Faith that he is not able to diſcover the Owner of the Goods ſeized, in that caſe he ſhall have the Reward of a hundred pounds, or proportionally under, if the Goods be not of that value to be payed to him by the next Collectors of his Majeſties Cuſtoms, under the pain of the double, which Sum of Reward is to be allowed him in his Accompts, and this additional Reward to endure till the next Seſſion of Parliament, and no longer; And the ſaid Clauſe being read, it was put to the Vote Approve the Clauſe, or not; and carried approve: Alſo moved, that the Ship which brings in any of the prohibite Goods, ſhall be lyable to Confiſcation, and be immediatly ſold by Roup, and the one half of the Price to belong to the diſcoverer, and the other half to the King, and a Clauſe thereanent being read, it was put to the Vote approve, or not; and carried Approve: And the farder conſideration of the ſaid Act anent Woollen Manufactories delayed till the next dyet of Parliament.

Ordered That the Committees do meet to morrow morning at nine a Clock in their uſual places.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, Adjourned the Parliament till *Munday* next at ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

MINUTS
Of the Proceedings in Parliament.

Munday December 9. 1700.

Prayers ſaid,
Rolls called,

COmmiſſion to Mr *John Campbel* of *Mammore*, Brother German to the Earl of *Argyle*, for being one of the Commiſſioners of the Barons for the Shire of *Argyle*, in place of the deceaſt Sir *Duncan Campbel* of *Auchinbreck* preſented; And it being moved, that the Commiſſion ſhould be read, the ſame was accordingly read, and thereupon Mr. *John* took the Oath of Alledgance, and ſigned the ſame, with the Aſſurance and Aſſociation, and took the Oath of Parliament.

Minuts of the laſt *Sederunt read*,

Moved, that the Committee for Elections do make Report of their Procedure, in relation to the Election of the Shire of *Wigtoun*, and Report being made, that they had examined the Witneſſes adduced by both Parties, as to the complained off Incroachments at the ſaid Election, but had not yet conſidered the Rights of the Electors, or perſons elected, againſt whom Objections were made, ſome of the ſaids Rights not being as yet produced before them.

After Reaſoning, it was agreed that firſt the Report of the Committee in ſo far as concerned the Sheriffs Procedure be taken to Conſideration, and next the Procedure of the Lords and others, and if after adviſing the Probation as to the procedure of the Sheriff and Lords, both Elections be not annulled, then the Parliament is to conſider the Rights of ſuch of the Electors, and perſons elected, as were objected againſt.

Thereafter the Report of the Committee in relation to the Incroachments complained off at the ſaid Election, read, and the Act of Parliament in the year 1681, *Concerning the Election of Commiſſioners for Shires* alſo read, after Debate, the Queſtion was ſtated, whether the Sheriffs procedure in manner mentioned in the Report, annulls both the Elections, yea, or nay, and carried in the Affirmative.

It was alſo moved, that it be declared, that the procedure of the Sheriff, and likeways of the Lords and others at the Election of *Wigtoun*, as mentioned in the Report of the Committee, was an Incroachment on the freedom of the Election of Barons, And the ſaid Declaration being written and read, after Debate the Queſtion was thereupon ſtated, Approve, or not, and carried Approve

The Committees appointed to meet to morrow at nine a Clock in the Morning in their uſual places:

The Lord Chancellor by Order of His Majeſties high Commiſſioner Adjourned the Parliament till *Wsdneſdey* next at ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties* Printer, *to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1700.

MINUTES

MINUTS
Of the Proceedings in Parliament,

Wedenſday December 11. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

PEtition moved for the Earl of *Annandale*, that Warrand be granted to cite Sir *Robert Grierſon* of *Lag*, to inſiſt before the Parliament, to diſcuſs the Proteſt for remeed of Law, taken by him againſt the ſaid Earl, and a Warrand for Citation accordingly granted.

The Report from the Committee in relation to the contraverted Election for the Shire of *Air*, read, and the Acts of Parliament mentioned in the ſaid Report alſo read, after Debate, the queſtion was ſtated, Suſtain the Objection that by the Acts of Parliament in the years 1690 and 1693, the Free-holders are obliged to take the Oaths at every Election of a Commiſſioner to the Parliament, although they had taken the Oaths at former Elections in the ſame Shire, yea, or nay; and carried in the Negative.

Ordered, That a Warrand be iſſued out in the uſual Form, for electing a Commiſſioner for the Barons of the Shire of *Wigtoun*, in place of *William Mackdowal* of *Garthland* deceaſt (in reſpect the former Elections of Commiſſioners for ſupplying his place, is by a Vote of Parliament declared null) and *Tueſday* the laſt day of *December* inſtant appointed for making the ſaid Election.

Moved, That an Overture be preſented for the freedom of Election of Commiſſioners from the Barons and Free-holders be read, and agreed that the ſame be read, after the Act anent the Woollen Manufacturies is finiſhed.

The Draught of the Act from the Committee of Trade, anent Wollen Manufacturies again proceeded in, and ſeveral Amendments made thereupon, and the whole Act with the Amendments being read over, it was ordered to be tranſcribed *in mundo* againſt the next Dyet of Parliament.

Appointed that the Committees do meet in their uſual places to morrow at nine a Clock in the Morning.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, Adourned the Parliament till *Friday* next at ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

Wednesday, December 11. 1700.

Prayers said.
Roll called.
Minuts of the 14th Instant read.

Petition moved for the Earl of Warwick, that Warrant be granted to bring up the Prisoner to plead before the Parliament, to his Petition for renewal of Protection, and Writ of Error, taken by him against the said Earl, and Warrant for Citation accordingly granted.

The Report from the Committee for the Bill for explaining and amending the Act for the Shire of Ayr, read, and the Additions reported by the said Report also read, after Debate the said Additions were rejected, and the Bill on that by the Act of Parliament in the years 1690 and 1695, the Freeholders are obliged to make the Choice at every Election of a Commissioner to the Parliament, although they had taken the Oaths at former Election in the same shire, Year or Days as mentioned in the Negative.

Ordered, That a Warrant be dilated in the usual Form, for electing a Commissioner for the Shire of Orkney, in place of the Earl of Morton, made Master of Garthland deceased, in relation to former Elections of Commissioners for supplying his place, is by a Vote of Parliament declared void and Tuesday the last day of December instant appointed for electing the said Commissioner.

Read the first time.

Moved, That an Overture be presented for the Encouragement of the Manufactory of Woollen Manufactures is first to be read, after the Act anent the Woollen Manufactures is first to be read.

The Draught of the Act from the Committee of Trade, anent the Woollen manufactures again proceeded in, and several Amendments made thereto, and the whole Act with the Amendments ordered to be transcribed in a distinct Paper by the Clerk.

Appointed that the Committees do meet in their usual place to-morrow at nine a Clock in the Morning.

The Lord Chancellor by Order of his Majesties high Commissioner, adjourned the Parliament till Friday next at ten a clock.

By Order of his Grace James Duke of Queensberry, His Majesties High Commissioner, and Justice General of Parliament, Alexander Gibson of Durie, Clerk of Parliament, by Commission from Sir Charles Hope Lord Register, Appointed the Rolls and Records of Parliament, to be Printed by Andrew Anderson Printer to the Queens most Excellent Majesty for Printing the Acts of Parliament, and Printer to Print the Acts of Parliament, and Printer to Print the Laws.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson Printer to the Kings most Excellent Majesty. 1700.

MINUTS
of the Proceedings in Parliament.

Friday December 13. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt Read.

DRaught of the Act from the Committee for Trade anent Woollen Manufacturies again Read, and a Clauſe offered, that it be provided, that all the prohibited Goods imported ſince the day of *June* 1699, ſhall fall under the Prohibition and Certification contained in the Proclamation, then emitted, and Acts of Parliament whereupon it proceeds; And the Queſtion being ſtated, add the ſaid Clauſe to the Act or not, it carried add; And the Clauſe being accordingly added, it was put to the Queſtion, approve of the Act; or not; And carried approve.

Petition *George Lockart* Merchant, and others, Inhabitants of the City of *Glaſgow* read, and after ſome debate, Leave being Craved to withdraw the ſaid Petition, the ſame was allowed, and the Petition accordingly withdrawn.

Moved, That there be a day appointed for hearing the Cauſe at the Inſtance of the Laird of *Powrie*, againſt the Lord *Gray* and others; and agreed that a Day be appointed for hearing the ſaid Cauſe when the Parliament proceeds to conſider privat Affairs.

Overture, For the more free Election of Commiſſioners from the Barrons, and Free-holders, Read, and ordered to ly on the Table.

Moved that the Committee for Trade make Report of the Overtures, remitted to them by the Parliament, for regulating the Trade with *France*, and the ſaid Report appointed to be made againſt the next Sederunt, that the ſame may be taken to conſideration, after the Act diſcharging the Exportation of Wooll is finiſhed.

The Draught of the Act from the Committee of Trade againſt the Exportation of Wool, *&c.* Read, and thereafter the ſame read in Paragraphs. Moved, that this Act diſcharging the Exportation of Wool be only temporary for a certain definit time; and after debate, the queſtion was ſtated temporary or not, and carried temporary, Thereafter moved, that the time for which this Act is to continue, be determined, and after reaſoning, the queſtion was ſtated, whether this

Act

Act againſt the Exportation of Wool ſhould continue till the next Seſſion of Parliament *incluſive*, or for five years and the next Seſſion of Parliament there after *incluſive*, and carried for five years, and the next Seſſion of Parliament thereafter *incluſive*.

Agreed, That the matter of the *Engliſh* and *Iriſh* Wool do remain intire to be conſidered in Parliament, notwithſtanding of the foreſaids Votes.

Ordered that the Committees do meet to morrow at nine of the Clock in their uſual places.

The Lord Chancellor by Order of His Majeſties high Commiſſioner adjourned the Parliament till *Munday* next at ten of the Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Depute-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

Munday December 16. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

MOved, That there be a day appointed for hearing the Cauſe upon a Proteſt for Remeed of Law, at the inſtance of Mr. *Alexander Haiggins*, againſt *John Callender*; And agreed that a day be appointed for hearing thereof, when the Parliament proceeds to conſider privat Affairs.

Moved, that the Committee of Elections be appointed to meet, and bring in an Report as to the contraverted Election of the Shire of *Air*; And ordered that the ſaid Committee do meet to Morrow, and that Report be made of the ſaid Election againſt the firſt *Sederunt* of Parliament the next Week preciſely.

The conſideration of the Act from the Committee of Trade, *Diſcharging the Exportation of Wooll*, &c. again proceeded in, and that part thereof diſcharging the Export of Skins with Wool upon them ſpoke to; And after reaſoning thereupon, the Queſtion was ſtated, Prohibite the Exportation of Skins with Wool upon them, during the ſpace of five years, and the next Seſſion of Parliament thereafter *incluſive*, yea, or nay; and carried in the Affirmative: And after ſeveral Amendments made upon the Act, an Debate ariſing as to that Clauſe thereof prohibiting the importation of *Engliſh* and *Iriſh* Wool, the farder conſideration thereof was delayed till the next Dyet of Parliament.

Ordered, that the Committees meet in their uſual places to morrow at nine a Clock in the Morning.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, Adjourned the Parliament till *Wedneſday* next at ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

Numb. 24.

MINUTS

Of the Proceedings in Parliament

May December 1. 1700.

MINUTS
Of the Proceedings in Parliament.

Wedensday December 18. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt read,*

DRaught of the Act from the Committee of Trade Diſcharging the Exportation of Wool, *&c.* again proceeded in, and that Clauſe thereof prohibiting the *Importation* of *Engliſh* and *Iriſh* Wool read, *Moved*, that the matter of *Engliſh* and *Iriſh* Wool be conſidered, both as to Import and Export, that being reſerved intire by the former Minuts, and that firſt the Parliament may determine as to the Import of the ſaid Wooll; and after ſome Debate, the Queſtion was ſtated, Allow the Importation of *Engliſh* and *Iriſh* Wooll, or prohibite the ſame for a time, and carried prohibite for a time; Thereafter *Moved*, that the time of the ſaid Prohibition be determined, and a Vote being ſtared, Prohibite the Importation of *Engliſh* and *Iriſh* Wooll till the firſt day of *January* 1702, or till the next Seſſion of Parliament *incluſivè*, and carried till the firſt day of *January* 1702.

Alſo moved, that the Export of the *Engliſh* and *Iriſh* Wooll be diſcharged till it be conſidered in the next Seſſion of Parliament, and ſome other Propoſals being made thereanent, the ſame was adjourned to the next Dyet of Parliament.

Draught of the Act from the Committee of Trade, prohibiting the Importation of any Liquors whatſomever of the growth of *France*, except in the Terms therein-mentioned, read; *Moved*, that an other Overture prohibiting the *Importation* of all Wine from *France* for the time therein ſpecified be alſo read, and the ſame was accordingly read; and Ordered that both the Draught of the ſaid Act from the Committee, and likeways the other Overture ly on the Table.

Appointed that the Committees meet to Morrow at nine a Clock in the Morning.

The Lord Chancellor by Order of His Majeſties high Commiſſioner Adjourned the Parliament till *Friday* next at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of* Parliament, Alexander Gibſon *of* Durie, *one of the Deput Clerks of* Parliament, *by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties* Printer, *to* Print *theſe* Minuts *of* Parliament, *and that no other preſume to* Print *the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1700.

MINUTS

Of the Proceedings in Parliament.

Wednesday, December 12. 1700.

MINUTS
Of the Proceedings in Parliament.

Friday December 20. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt read,*

THe Conſideration of that part of the Wool Act, concerning the Exporting of *Engliſh* and *Iriſh* Wool again reſumed, & ſeveral Propoſals thereanent being made, after ſome reaſoning, the Queſtion was ſtated, Except the Exportation of *Engliſh* and *Iriſh* Wool from the general Prohibition contained in the Act, yea, or nay; and carried in the Affirmative..

Thereafter Moved, that the time of the Commencement of the ſaid Exception be determined, and the Vote being put, if the Exception ſhould commence from the firſt day of *January* 1702, or from the next ſeſſion of Parliament *incluſive*, and carried from the next Seſſion of Parliament *incluſive*, and a Clauſe relative thereto being written and read, the ſame was agreed to, and added to the Act, and the whole Act againſt the Exportation of Wool as amended being read; It was put to the Vote, Approve the Act or not, and carried Approve.

Moved, That the two days Minuts of the proceedings in Parliament dated the 27 and 30 days of *May* laſt, be Ordered to be Printed, and the ſame ordered accordingly:

Draught of the Act from the Committee of Trade, prohibiting the Importation of any Liquors of the Growth of *France*, except in the terms thereinmentioned, read; Alſo three other Overtures prohibiting the Importation of *French* Wine likeways read.

Overture for encouraging the Planting of Tobacco in this Kingdom, read, and remitted to the Committee of Trade.

Overture for meaſuring and ſealing of Linnen and Woollen Cloath; And an *Overture* diſcharging the Exportation of Linnen-Yarn, both remitted to the Committee for Trade.

Ordered, that the Committees meet to Morrow at nine a Clock.

The Lord Chancellor by Order of His Majeſties high Commiſſioner Adjourned the Parliament till *Monday* next at Ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1700.

MINUTS

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Munday December 23. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read.

ORdered, that a Warrand be iſſued out in the uſual form, for electing a Commiſſioner for the Barons of the Shire of *Peebles*, in place of *Alexander Murray* of *Halmyers* deceaſt, and *Tueſday* the laſt day of *December* inſtant appointed for making the ſaid Election.

Petition, The Earl of *Argyle* and Creditors of the deceaſt Marquis of *Argyle*, craving, that the Clerks of Parliament and Keepers of the Records be ordained to exhibite upon Oath the proceſs of Forefalture againſt the ſaid Marquiſs of *Argyle*, with the haill Grounds and Warrands thereof, in the hands of the Clerk to the Petitioners Reduction, and that ſome Members of Parliament be appointed to receive the Clerks and Keepers Depoſitions thereanent, read. And it being moved, that the ſaid Petition be allowed to be ſeen and anſwered, after Debate the queſtion was ſtated, grant the deſire of the Petition, or allow the ſame to be ſeen and anſwered, and carried Grant the deſire of the Petition, and the Committee for reviſing the Minuts appointed to take the foreſaids perſons Oaths, for the exhibition of the ſaid Proceſs.

Petition the Laird of *Innes*, craving likeways that the foreſaid Proceſs of Forefalture againſt the Marquiſs of *Argyle*, with the haill grounds thereof may be tranſmitted, read, and the deſire thereof granted.

Petition the Earl of *Mortoun*, craving that the Act of Parliament, Decreet & Renunciation thereinmentioned be reſcinded & reduced, & that Warrand be granted to cite the Officers of State, and other perſons needful, to the effect therein-ſpecified, read; and his Majeſties Advocat having deſired to ſee the ſaid Petition, after reaſoning thereupon, Warrand for Citation was granted, reſerving to His Majeſties Advocat all his legal Defences, and particularly his Defences upon the ſaid Act of Annexation as accords.

Moved, that there be a day appointed for hearing the Cauſe at the inſtance of Lieutenant-Collonel *Erskine*, againſt the Counteſs of *Kincardine*, and the Proces at the Counteſs inſtance againſt him; and agreed that a day be appointed for hearing of the ſaids Cauſes, when the Parliament proceeds to conſider privat Affairs.

Petition James Farquerſon of *Finzion* and others, craving that Warrand be granted to the Commiſſion for Teinds, to ſuſtain Proces for proving the Tenor of certain Decreets of Prorogation, which were loſt in the late Fire, or to remit the ſame to a Committee, to take ſuch Courſes for making up thereof as they ſhould find juſt. Alſo, an Overture for a general Act for making up the Regiſters, and writs belonging to the Commiſſion of Teinds, which were

were loſt in the late Fire, and both the ſaid Petition and Overture remitted to the Committee for Security of the Kingdom:

Moved, that a day be appointed for hearing of the Cauſe at the inſtance of the Laird of *Moriſtoun* againſt Sir *James Cockburn* and others, and agreed, that a day be appointed for hearing of the ſaid Cauſe, when the Parliament proceeds to conſider privat Affairs.

Petition Walter Lockhart of *Kirktoun*, craving, that in reſpect his ſpecial Caſe of ſubſiſting his Troup, he may have Retention of ſo much of the Pole-money collected by him as may ſatisfie his Arrears, and that in the mean time Execution may be ſiſted upon the diligence mentioned in the Petition, read, and ordered that the Petition be ſeen and anſwered, and in the mean time ſiſts Execution.

Petition Sir *William Cragie* of *Gairſey*, craving that the Parliament may find he ought to be repaired of his Damages, ſuſtained through his being deprived of the Juriſdiction of the Stewartrie of *Orkney* and *Zetland*, the time that his Tack thereof was current, and to remit the Liquidation of his Damages to a Committee, and in the mean time to ſuperceed Diligence for the Ballance of his Accompts, read, and ordered to ly on the Table.

Petition Sir *John Schaw* of *Greenock*, and *John Schaw* his Son, with the Draught of the Act from the Committee of Trade, for allowing them the Impoſition therein-mentioned, for building a Harbour at *Greenock*, read.

Draught of an Act for Sir *William Stuart* of *Caſtlemilk*, allowing him an Impoſition for building a Harbour at *Gourock*, read.

Draught of an Act for Mr. *John Stuart* younger of *Blackhall*, allowing an Impoſition for building an Harbour at *Innerkip*, read.

Draught of Acts in favours of the Burghs of *Kinghorn*, *Bruntiſland* and *Kirkaldie*, for the Impoſition therein-mentioned, for repairing their ſeveral Harbours, and the other Cauſes contained in the ſaids ſeveral Acts, read.

Petitions for the Burghs of *Elgin*, *Dundee* and *Linlithgow*, craving an Impoſition for building and repairing there Harbours, paying of their Debts, and for the other Cauſes therein-ſpecified, all read, alſo Anſwers to the Towns of *Dundee* and *Linlithgows* Petitions likeways read.

Petition William Moriſtoun of *Preſtoungrange*, craving an Impoſition for building an Harbour at *Moriſtouns-haven*, read.

Overture for an Act, that every Nobleman, gentleman, and Burghs-Royal, may exact and uplift two pennies *Scots* upon the Pint of Ale from the Brewers within their reſpective Bounds, to be applyed for mending the Highways and Bridges, read.

Moved, that the ſaid Overture, and alſo the Draughts of the ſaids ſeveral Acts and Petitions, craving the ſaid Impoſition with the Anſwers made thereto be remitted to the Committee for Security, and the ſame were remitted accordingly.

Overture for an Act allowing to the Town of *Leith* the Benefit of the Act of Parliament anent the communication of Trade, read, and ordered to ly on the Table.

Overture for an Act in favours of the *Chyrurgian-Apothecaries* read, and remitted to the Committee for Security.

Petition *James* and *William Walkinſhaws* and other Merchants in *Glaſgow*, for an Manufactory of Cordage, Canvaſs, and other Neceſſaries for Shipping, with the ſame Priviledges and Liberties allowed to other Manufactories, read, and remitted to the Committee for Trade.

Pe-

Petition *Alexander Hunter* late of *Muir-house*, craving a day to be appointed for advising of his Process against his Creditors for a personal Protection read, and agreed that a day be appointed for hearing and advising of the said Process, when the parliament proceeds to consider privat Affairs.

Petition *James Dunlop* and other Merchants in *Edinburgh*, craving the erecting of their Trade of working Stockings upon Frames into a Manufactory, with the same Priviledges as are granted to other Manufactories, read, and remitted to the Committee for Trade.

Petition Mr. *James Smith* of *Whitehill*, craving that he may be authorized to make use of an Engine for raising of Water for the benefite of Coal and other Water-works within the Kingdom, and that none presume to make use thereof without his License, read, and remitted to the Committee for Revising the Minuts.

Petition *William Corse* Merchant in *Glasgow*, craving the erecting of a new Sugar-Manufactory at *Glasgow*, with the same priviledges and liberties that are granted to the other Sugar-Manufactory there, read, and remitted to the Committee of Trade.

Draught of the Act from the Committee of Trade, in favours of Sir *Patrick* and *James Ogilvies* elder and younger of *Boyn*, for certain Immunities to the Marble found in their own Ground again read, and being put to the Vote, Approve or not, it carried Approve.

Petition the Earl of *Kilmarnock*, craving the augmentation of his former Custom on each Sack of Meal that shall be brought to the Meal-mercat of the Town of *Kilmarnock*, and that how soon the said Meal-mercat shall be built & compleated, read, and the Earl allowed to bring in an Act in the terms of the said Petition against the next *Sederunt* of parliament.

Petition *James Turner* Cabinet maker in *Edinburgh*, craving his Trade of making of Oyls to be erected in a Manufactory, and to discharge the Exportation of all Lint-seed, Rape-seed and other Seeds out of the Kingdom, read, and remitted to the Committee of Trade.

Overture for an Act anent Coal and Salt, read, and remitted to the Committee for Trade.

Petition for *Andrew Dick* Grand-child to Sir *William Dick of Bread*, craving a personal Protection and others therein-specified, read, and ordered to ly on the Table.

Petition for the Piriwigmakers, craving that the Exportation of Hair be discharged, and several other particulars specified in the said Petition, read, and remitted to the Committee for revising the Minuts.

Petition *William Park* Comb maker, craving that the Importation of all forraign Combs, *&c.* may be discharged, and that the Petitioner may have the same Priviledges that are allowed to other Manufactories, read, and remitted to the Committee for Trade.

Petition Mr. *George Campbel* Merchant in *Edinburgh*, craving a Sist of Execution against his Creditors, until his proces for a Protection be heard in Parliament, read and rejected.

Overture for an Act to prevent Swearing in Processes for Excise, remitted to the Committee for Security.

Ordered, that the Committees meet to morrow at nine a Clock.

The

The Lord Chancellor by Order of His Majesties high Commissioner adjourned the Parliament till to morrow next at ten of the Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majesties High Commissioner, and Estates of Parliament,* Alexander Gibson *of* Durie, *one of the Deput-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson,* Printer to the Kings most Excellent Majesty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

Tueſday December 24. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt *read.*

PEtition the Duke of *Gordon* and Earl of *Aboyne*, craving that his Majeſties Advocat, and the other Advocats therein-named, be ordained to appear for the Officers of State and Kings Donator in the Proces of Reduction raiſed againſt them by the Earl of *Argyle*, and Creditors of the late Marquis of *Argyle*, read, and after reaſoning thereupon, it was left to His Majeſties high Commiſſioner, to determine whether or no the Kings Advocat ſhall appear in this Proceſs for any of the ſaids Parties, or for which of them, and the other Advocats named in the Petition left to their freedom for whom to appear.

Moved, That a Repreſentation given in by *George Lockhart*, and other Inhabitants of the City of *Glaſgow* be read; Alſo *Moved*, that the publick Affairs, and ſpecially the Report of the Committee anent the *French* Trade be firſt conſidered; and after Debate the Queſtion was ſtated, whether to read this Petition the firſt *Sederunt* in *January* next, or the firſt *Sederunt* after the Act anent the *French* Wine is over, and carried to be read the firſt *Sederunt* in *January* next.

Draught of the Act from the Committee of Trade, prohibiting the Importation of any Liquors of the Growth of *France*, except in the terms therein-mentioned, read; Alſo a new *Overture* for diſcharging the Importation of all Wines, Brandy and others from *France*, and other places therein ſpecified, under the Conditions therein-contained, likeways read. *Moved*, that the Parliament conſider which of the Acts or *Overtures* preſented ſhall be ſpoke to. Alſo *Moved*, that (abſtracting from the ſaids Acts and *Overtures*) it be firſt ſpoke to, whether there ſhall be a total Prohibition of the importing of *French* Trade, or only an partial Prohibition thereof; And after reaſoning the Debate was adjourned till the next Dyet of Parliament.

Ordered, that the Committees meet to Morrow at nine a Clock.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, Adjourned the Parliament till *Thurſday* next at ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTES

of the Proceedings in Parliament

MINUTS
Of the Proceedings in Parliament.

Thurſday December 26. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt read,*

His Majeſties High Commiſſioner did recommend to the Parliament the Diſpatch of the Act about the *French* Trade, becauſe the Buſineſs of *Caledonia* and of the Forces had been long delayed, and that it was neceſſary the Supplies for the Forces ſhould be under Conſideration before the firſt of *January* next, which now approaches.

Moved, that the Committee for Elections make report, in ſo far as they have proceeded as to the contraverted Election of the Shire of *Air*, and agreed that the ſame be taken in immediatly after the Act anent the *French* Wine is over; And Ordered, that the ſaid Committee in the mean time do meet and prepare a full Report as to the ſaid Election.

Overture, or Draught of an Act for a total Prohibition of the import of *French* Wine and other Liquors, read; and after Debate as to a total or partial Prohibition thereof; It was moved, that the Parliament determine, whether to proceed to conſider the ſaid Overture for a total Prohibition, or the Draught of the Act from the Committee, for a partial Prohibition, and agreed that the *Overture* for a total Prohibition receive a firſt Reading, as the Draught of the Act which the Parliament ſhall proceed to conſider, and the ſame was accordingly Read for the firſt time, and the farder Conſideration thereof adjourned till the next dyet of Parliament.

The Committees appointed to meet to morrow at nine a Clock.

The Lord Chancellor by Order of His Majeſties high Commiſſioner Adjourned the Parliament till to morrow at Ten a Clock.

BY Order of James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Depute Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1700.

MINUTS

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament,

Friday, December 27. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read.

MOved that there be a day appointed for hearing the Proceſs on a Proteſt for Remeed of Law at the inſtance of *Robert Hepburn* againſt *George Suttie*, and agreed that a day be appointed for hearing the ſaid Cauſe, when the Parliament proceeds to conſider privat Affairs.

Draught of the Act for a total Prohibition on the import of *French* Wine and other Liquors from *France*, read, and the ſame again read in Paragraphs; and after Debate as to the Prohibition of Wine, the Queſtion was ſtated, Prohibite the Importation of all *French* Wine after the firſt day of *May* next, or after the firſt day of *October* next, and carried prohibite the Importation of all *French* Wine after the firſt day of *October* next. Thereafter the Vote was ſtated, Prohibite the Importation of all *French* Brandy after the firſt day of *April* or the firſt day of *May* next, and carried prohibite the Importation of the ſaid Brandie after the firſt day of *May* next.

Moved, That the Clauſe of the Act prohibiting the Importation of Wine from St. *Sebaſtian* be delete, that not being a *French* Port: And after reaſoning, the Queſtion was ſtated, prohibite the Importation of all red Wine from St. *Sebaſtian*, yea or nay, and carried in the Negative.

Moved, that the Condition of the continuance of the Prohibition on the Importation of Wine and Brandy from *France* be determined, and after reaſoning, a Clauſe was offered, whereby it is provided that this Prohibition ſhall continue ay and while the ſame Liberties and Immunities be granted to all Herrings, and all other Goods exported from this Kingdom to *France*, and the ſame freedom and Immunities granted to *Scots* Ships ſailing thither, that any other Nation enjoys in that Kingdom, which Clauſe being Read, it was put to the Vote, approve or no, and carried Approve.

And ſeveral other Amendments being made upon the Draught of the ſaid Act, and it being agreed that the Vending and Selling of the ſaid *French* Wine and Brandie ſhould be prohibite after the firſt of *February* 1702, The Act was ordered to be tranſcribed *in mundo* againſt the next Dyet of Parliament.

Ordered that the Committees do meet to Morrow at Nine a Clock.

The Lord Chancellor by Order of His Majeſties high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

By Order of his Grace James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of* Parliament, Alexander Gibſon *of* Durie, *one of the Deput Clerks of* Parliament, *by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the* Heirs *and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to print theſe Minuts of* Parliament, *and that no other preſume to print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament

Friday, December 27. 1706.

Ordered that there be a day appointed for hearing the Proceeds of a Protest for Protested of Law at the instance of Robert Lapsley against George Patrie, and ordered that a day be appointed for hearing Ireland Cause, when the Parliament proceeds to consider private Affairs.

Draught of the Act for a total Prohibition on the import of Rhenish Wine and other Liquors from Foreign, read, and the same again read in Paragraphs; and after Debate on the Prohibition of Wine, the Question was stated, Prohibite the Importation of all Rhenish Wine after the [illegible] day of May next, or after the first day of October next, and carried in the Negative.

Thereafter the Vote was stated, Prohibite the Importation of all Wine after the first day of May next, and carried prohibite the Importation of all Wine after the first day of May next.

Ordered that the Act prohibiting the Importation of Wine from Foreign, be drawn accordingly.

Moved, that the Condition of the Continuance of the Prohibition on the Importation of Wine and Brandy from Forreign be determined, and after reasoning, a Clause was offered, whereby it is provided that this Prohibition shall continue by and while the first Day of January be granted to all Herring, and all other Goods exported from this Kingdom to Forreign and the same freedom and Immunity granted to Scots Ships sailing thither, that any other Nation enjoys in that Kingdom, which Clause being Read, it was put to the Vote, approve or no, and carried Approve.

And several other Amendments being made upon the Draught of the said Act, and it being agreed that the Reading and Stating of the said Proviso and Clause be resumed upon the first Day of February 1706. The Act was ordered to be transcribed in a Style against the next Sitting of Parliament.

Ordered that the Commissioners do meet to Morrow at Nine a Clock.

The Lord Chancellor by Order of His Majesties High Commissioner, adjourned the Parliament till Nine a Clock To-morrow.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the Kings most Excellent Majesty, Anno Dom. 1706.

MINUTS

Of the Proceedings in Parliament.

Saturday December 28. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt *read.*

DRaught of the Act againſt the Importation of Wine, Brandie, and other Liquors from *France* again read; *Moved*, that ſome Expedients be fallen upon to prevent the importing of *French* Wine from St. *Sabaſtion* and other places in the Bay of *Biskey*, and ſeveral Propoſals being made, a Clauſe was offered for ſecuring the ſame by the Oaths of the Merchant Importer Skipper and ſeamen, before Livery; which Clauſe being read, the ſame was agreed to and added to the Act.

It was further propoſed, that by and attour the ſaid Clauſe, there be an Price put upon all *Red* Wine that ſhall be imported from the ſaid places, and the Queſtion being ſtated, put a Price on the red Wines to be imported from the ſaids places, by and attour the Clauſe above-written, yea, or nay; It carried in the Affirmative.

And it being moved, that the Price of the *Scots* Pint of Wine to be imported from any Port or Part betwixt the Coaſt of *France* and the *Groyne excluſive* be determined; It was agreed, that the ſame ſhall not be ſold by Retail for a greater Price than Fourteen ſhilling for the *ſcots* Pint, under the pain of 500 Merks, to be payed by the Seller *toties quoties*, and a Clauſe for it being read, it was agreed to, and added to the Act.

Alſo Moved that an other Clauſe be added, prohibiting the Livering of any White, Red or Claret-wines from any Port whatſomever, untill the ſame be Teaſted, in manner, and to the effect thereinmentioncd, and the ſame being read, the Queſtion was ſtated, add the Clauſe to the Act or not, and carried in the Negative.

Thereafter the Act as amended being again read, it was put to the Vote approve, or not, and carried Approve.

Overture concerning the Summar-Seſſion, read, and ordered to ly on the Table.

Draught of an Act for the further adjourning of the Seſſion, in reſpect of the ſitting of the Parliament, read for the firſt time.

Ordered that the Committees do meet on *Munday* next at nine a Clock in their uſual places.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, Adjourned the Parliament till *Munday* next at ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties* Printer, *to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTES

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Munday December 30. 1700.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt read,*

HIS Majeſties high Commiſſioner ſignified to the Parliament, that the Election of the Shire of *Air* was appointed to come in ſo ſoon as the Act about the *French* Wine is over, which Act is now voted, and that the Buſineſs of *Caledonia* was ſtill before their hand, but the firſt of *January* being ſo near, it was neceſſary that the Parliament either preſently take to their Conſideration the matter of the Troups and Supplies, or otherwiſe Reſolve that the Forces upon the preſent eſtabliſhment ſhall be maintained till that Affair be fully ſettled.

Moved that the former *Reſolve* for continuing and ſubſiſting the Forces till the firſt of *January* next be read, and the ſame was accordingly read, and thereafter a *Reſolve* was offered in the terms following, *viz.* In regaird the Forces upon the preſent Eſtabliſhment cannot be continued longer than the firſt of *January* next, without conſent of Parliament, and that by a previous *Reſolve* of this Parliament, the Regulation of Trade as to Export and Import, and the Buſineſs of *Caledonia* muſt be firſt conſidered; Therefore it is Reſolved, that the Forces upon the preſent Eſtabliſhment, ſhall continue till the firſt day of *February* next, and be ſubſiſted accordingly: Which *Reſolve* being read, it was put to the Vote, approve or not, and carried Approve.

Act for adjourning the Seſſion till the 28 of *January* next again read; And it being moved, that the ſaid Adjournment be till the firſt of *February* next, The Queſtion was ſtated, Adjourn the Seſſion till the 28 of *January*, or the firſt of *February* next, and carried till the 28 of *January* next; Thereafter it was put to the Vote Approve the Act of Adjournment or not, and carried Approve.

Moved, that a day in each Week be appointed for hearing of privat Affairs depending before the Parliament, and His Majeſties high Commiſſioner condeſcended after this preſent Week, to appoint a day in each Week during the ſitting of Parliament, for hearing privat Affairs.

Report of the Committee of Elections as to *Air* Shire, in relation to the Objections made againſt *John Mitchel* of *Daldilling* read, and the Inſtrument containing the Objection made againſt him likeways read, and the Objector being allowed to explain his Objection, after reaſoning thereupon, the Queſtion was ſtated, If the Objection, contained in the Inſtrument, and as now declared in Parliament by the Objector be relevant, yea, or nay; and carried in the Negative. Alſo the Report of the ſaid Committee as to the Objections againſt *Hugh Montgomery* of *Brigend*, and *James Blair* of *Blairſtoun* read, and the Inſtrument containing the Objections made againſt them alſo read, and ſome further Objections being offered againſt the foreſaids Electors, after reaſoning

soning thereupon, the Quſtion was ſtated, whether the Objection againſt the ſaid *Hugh Montgomery* of *Brigend* contained in the Inſtrument be relevant or not, and carried in the Negative: Thereafter the Vote was ſtated, if the Objection againſt *James Blair* of *Blairſtoun* as ſtated in the Inſtrument be relevant or not, and carried in the Negative, and the Parliament did remit to the Committee of Elections to meet to morrow Morning, and prepare and bring in an full Report as to the other Electors objected againſt.

The Act for adjourning the Seſſion till the 28 of *January* next, touched with the Scepter by his Majeſties high Commiſſioner in the uſual manner, and ordered to be proclaimed.

The ſeveral Committees appointed to meet to morrow at nine a Clock.

The Lord Chancellor by Order of His Majeſties high Commiſſioner Adjourned the Parliament till *Thurſday* next at Ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1700.

MINUTS

Of the Proceedings in Parliament.

Thurſday, January 2. 1701.

Prayers ſaid,
Rolls called,

ALexander *Horſeburgh* of that ilk one of the Commiſſioners for the Barrons of the *Shire* of *Peebles*, newly elected in place of *Alexander Murray* of *Halmyres* deceaſt, took the Oath of Alledgance, and ſigned the ſame, with the Aſſurance and Aſſociation, and took the Oath of *Parliament*.

Minuts of the laſt Sederunt read.

Draught of the Act from the Committee of Security againſt Profaneneſs, read for the firſt time.

Draught of the Act from the Committee of Trade, againſt the Importing of *Silk*-ſtuffs, white Laces, *&c.* read for the firſt time, and appointed to be printed, in order to be conſidered by the Members of Parliament.

Repreſentation for *George Lockhart* and others Inhabitants of the City of *Glaſgow*, craving Warrand to cite *John Anderſon* of *Dovehill*, and the Magiſtrats and Town Council of *Glaſgow* to appear before the Parliament, to the effect therein mentioned, read, and agreed that the ſame be remitted to the Lords of Seſſion, to be by them cognoſced, and determined according to Law ſummarly, without abiding the courſe of the Roll.

Moved, that ſince the late Votes paſt in this Seſſion of Parliament againſt the Exportation of Wooll, there has been great Quantities of Wool put aboard in Ships, and exported out of the Kingdom, and that it be remitted to a Committee of Parliament, to take tryal of, and inquire in this matter, and of the perſons having acceſſion thereto, and after *Reaſoning*, It was remitted to the Committee for contraverted Elections, to inquire and take tryal of the verity of the ſaid Complaint of exporting of Wool, and of the perſons therein concerned by all legal Methods, and make report of their procedure the firſt *Sederunt* of Parliament the next Week.

Remitted to the ſame Committee of Elections, to take tryal as to the *Engliſh* Cloath imported ſince the Proclamation of Council in *June* 1699, and how the ſame may be effectually ſecured to be either exported or burnt, as is appointed by the ſaid Proclamation, and likewiſe remitted to the ſaid Committee, to conſider what Prices are fit to be put upon the Wines to be ſold by Retail already imported, or to be imported before the firſt of *October* next, and to bring in a Report as to the ſaids two particulars alſo againſt the firſt *Sederunt* of Parliament the next Week.

Report of the Committee of Elections as to *Air* Shire, in relation to the Irrelevancy of the Objections made againſt *Arthur Campbel* of *Auchmannoch*,

John

John Reid of *Markland*, & *Adam Aird* of *Katrine*, read, and the Inſtrument containing the ſaids Objections likewiſe read; and it being moved that it be remitted back to the Committee to conſider the Rights of the ſeveral Parties objected againſt, after Reaſoning, the Queſtion was ſtated, Approve of the Report of the Committee, or Remit, and carried Approve.

Moved, that ſince the Objections againſt the contraverted Electors who ſigned Mr *John Campbells* Commiſſion are now diſcuſſed, that Mr. *John* as having the plurality of Electors ſigning his Commiſſion may be admitted a Member of Parliament, in place of *William Muir* of *Rowallan* deceaſt, and his Commiſſion being read, it was objected, that the free-holden Lands by vertue whereof he was choſen a Commiſſioner, is only a Truſt in his perſon to the behove of the Earl of *Loudoun* his Brother, and his Oath being craved thereupon, he deponed *Negative*, and thereafter took the Oath of Alledgance and ſigned the ſame, with the Aſſurance and Aſſociation, and took the Oath of Parliament.

The ſeveral Committees appointed to meet to morrow at nine a Clock.

The Lord Chancellor by Order of His Majeſties high Commiſſioner Adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Depute Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

A L. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1701.

MINUTS

Of the Proceedings in Parliament.

Friday January 3. 1701.

Prayers ſaid,
Rolls called,

COmmiſſion to Mr *William* Stuart of *Caſtleſtuart* for being one of the Commiſſioners for the Barons of the Shire of *Wigtoun*, in place of *William Mackdoual* of *Garthland* deceaſed, preſented; *Moved*, that *Caſtleſtuarts* Admiſſion be delayed for this *Sederunt*, in reſpect it's informed that there are double Commiſſions ſent from that Shire, and that the Election was only made on *Tueſday* laſt; and after Reaſoning it was agreed, that *Caſtleſtuarts* Admiſſion be delayed until the next *Sederunt* of Parliament.

Minuts of the laſt Sederunt *read.*

Draught of the Act from the Committee for Security againſt *Profaneneſs* again read, and thereafter read in Paragraphs, and ſeveral Clauſes being offered as Additions to the ſaid Act; after reaſoning, the Queſtion was ſtated, Add a Clauſe to this Act or not, and carried in the Negative: And the Act being again read, it was put to the Vote, Approve, or not, and it carried Approve.

Petition Thomas Henderſon Appothecary in *Edinburgh* and others, againſt *Laurance Poure* Merchant there, *&c.* craving that a day be appointed for hearing his Proceſs on a Proteſt for remeed of Law againſt the foreſaids perſons, or to remit the ſame either to be conſidered by a Committee, or to be determined by the Lords of Seſſion, read; and upon a Motion made, *Laurence Poure* allowed to ſee and anſwer the ſame againſt the firſt day the Parliament proceeds to privat Affairs.

Peeition Mr. *James Gregory* Profeſſor of Mathematicks in the Colledge of *Edinburgh*, craving an Act to be paſt in his favours, for the uſe of a Machine invented by him for raiſing of Water, and that all others be diſcharged to to make uſe thereof for the ſpace mentioned in the Petition, read, and remitted to the Committee appointed for Reviſing the Minuts.

The Committees ordered to meet to morrow at nine a Clock in the morning.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, Adjourned the Parliament till to Morrow at ten a Clock.

BY Order *of his Grace* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His* Majeſties Printer, *to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1701.

Numb. 24.

MINUTS
Of the Proceedings in Parliament.

Saturday January 4. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt read,*

MR. *William Stuart* of *Caſtleſtuart* one of the Commiſſioners for the Barrons of the Shire of *Wigtoun* newly elected, in place of *William Mackdoual* of *Gartland* deceaſt, took the Oath of Alledgance, and ſigned the ſame, with the Aſſurance and Aſſociation, and took the Oath of Parliament.

Overture for the Freedom and Repreſentation of the State of Barons as to their Sitting & Voting in Parliament, read, and ordered to ly on the Table.

Draught of an Act from the Committee of Trade in favours of the Hatmakers, read for the firſt time.

Moved, that the Parliament inquire into the matter of the Pole-Money granted in the year 1693, for payment of the Arrears of the Army, and the ſaid Motion allowed to be repreſented in Write, in order to be conſidered in Parliament how ſoon they proceed in privat Affairs

Overture, that the Parliament choiſe a Committee for conſidering the Arrears due to the Army disbanded, as well as the Arrears due to the ſtanding Forces, and that they enquire into the Fonds that hath been laid on ſince the Revolution for theſe ends, and how they have been imployed, and that the Committee make their Report when the preſent Army is to be conſidered in Parliament: Which Overture being read, it was agreed, that the Conſideration thereof be delayed till the next *Sederunt* of Parliament.

Act from the Committee of Trade, prohibiting the Importation of all Silk-Stuffs, White Laces, *&c.* again read, and thereafter read in Paragraphs; Moved that there be an Exception from the Act of Velvets and Damasks to be made uſe of for Houſhold Furniture; after reaſoning, the Queſtion was ſtated, allow the Importation of Velvets and Damasks to be made uſe of for Houſhold Furniture, yea, or nay, and carried in the Negative: Alſo moved that there be an Exception of Velvet for making of Saddles and other Horſe Furniture, and the Vote being ſtated, allow the Importing and Wearing of Velvet for Horſe Furniture in general, or only in ſpecial, when the ſame has been bought and uſed out of the Kingdom, and carried in ſpecial, likewiſe Moved, that the Importing and Wearing of plain Ribbons may be excepted from the ſaid Act, and after debate, the Queſtion was ſtated, Except the Importing and Wearing of Forraign Ribbons, yea, or nay, and carried in the Negative, and ſeveral Amendments being made upon the Act, the ſame was ordered to be tranſcribed *in mundo*, to be firſt conſidered the next Dyet of Parliament.

The Committees appointed to meet on *Mundays* morning at nine a Clock.

The Lord Chancellor by Order of His Majeſties high Commiſſioner Adjourned the Parliament till *Tueſday* next at Ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the* Heirs *and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.*

Numb. 35

MINUTS

Of the Proceedings in Parliament

MINUTS

Of the Proceedings in Parliament.

Tuesday, January 7. 1701.

Prayers said,
Rolls called,
Minuts of the last Sederunt read,

THE Act settling the Orders of the Parliament-house again read, and the same appointed to be duely observed.

Moved, that the Committee for the Minuts bring in a Report anent what was remitted to them for distinguishing what Crimes are Capital, and what not, and what Crimes do infer the pain of Treason, and ordered that the said Committee do proceed, and bring in the said Report with all diligence.

The Act against the importing of Silk Stuffs, White Lace, *&c.* again read, and after some reasoning thereupon, it was put to the Vote, Approve the Act or not, and carried Approve.

Petition the Officers of the Army preceeding the year 1693, craving the Commission of Parliament formerly appointed for the Pole 1693, to be renewed with addition of such Members as are wanting, and that they determine to the effect mentioned in the Petition, read, and agreed that the same be taken in Consideration how soon the Parliament proceeds to privat Affairs.

Petition the disbanded Officers, craving payment of their Arrears and half Pay, for Subsistance in time coming till there be occasion for their Service, read, and agreed that the same be considered when the Parliament proceeds to the matter of the Arrears, and inquiring into the bygone Fonds given for the use of the Army.

Petition Captain *John Boswald* Commander of the *Mary Frigot* for himself, and in name of the Officers and Seamen that served under him, craving payment of the Sum therein mentioned of Ballance due to them, and that *William Cochran* of *Fergushe* be ordained to repeat the Money wrongously exacted from them, read, and Warrand granted to cite *Fergushe* to answer to the said Petition on fourty eight Hours warning

Petition the poor Seamen of *Borrowstounness*, who served on the Friggot commanded by Captain *Edward Burd*, craving payment of the Arrears due to them, and that in the mean time the Cess for Untree-Trade payable out of *Borrowstounness* may be stopped, and to grant them Redress of the wrong done to them by the said *William Cochran* of *Fergushie*, read, and warrand granted to cite *Fergushie* to answer to the said *Petition* on fourty eight hours warning.

The Overture formerly given in anent the Arrears of the Army, and for inquiring how the Fonds given for that end have been disposed of, again read, and an other Overture, that it be remitted to a Committee to consider the saids Arrears and Fonds, and likewise to consider the present State of the Kingdom, with the Forces and Supplies necessary for security thereof, to be reported

ported after the Affair of *Caledonia* is over alſo read: *Moved*, that by an former *Reſolve* of Parliament of the date the 8th of *November* laſt, the Regulation of the Export and Import, and the Buſineſs of *Caledonia* muſt be firſt conſidered in Parliament nothing interveening; And the ſaid *Reſolve* being read, after reaſoning thereupon, A Motion was made for another *Reſolve*, that the buſineſs of the *African* and *Indian* COMPANY and *Caledonia* come in the next *Sederunt*: and after *Caledonia* is over, the Parliament ſhall proceed upon the matter of the Security of the Kingdom, and his Majeſties Commiſſioner was pleaſed to aſſure the Parliament, that they ſhould have a competent time to end the buſineſs of Import and Export, & for other publick Acts and Affairs before them; which Motion being read, it was put to the Vote, agree to the ſame, or not; and carried agree.

Overture for renewing a Commiſſion of Juſticiary for preſerving the Peace of the Highlands, preſented, and ordered to ly on the Table.

Draught of an Act from the Committee of Trade, for diſcharging the Importation of all Forraign Butter and Cheeſe, read for the firſt time.

His Majeſties high Commiſſioner appointed *Saturday* next for conſidering privat Affairs.

The Committees appointed to meet to morrow at nine a Clock.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, Adjourned the Parliament till *Thurſday* next at ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew *Anderſon, His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

A. L. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1701.

MINUTS

Of the Proceedings in Parliament.

Thurſday January 9. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt read,*

REpreſentation and Petition of the Council General of the Company of *Scotland* trading to *Africa* and the *Indies*, craving his Majeſties high Commiſſioner and the Eſtates of Parliament, to take the Contents thereof, and of their former Petition therein mentioned, to their moſt ſerious Conſideration, to take ſuch effectual meaſures as they ſhould think fit, for Aſſerting and Vindicating the *Companies* Right both Abroad and at Home, for enabling them to proſecute their lawful Undertakings, for procuring Reparation from the *Spainards* and others, for the *D*amages ſuſtained, and for preventing the like Incroachments for the future, read.

Moved, that the Petition from the Council General of the ſaid *Company*, which was preſented in Parliament on the 27th day of *May* laſt, and to which the Petition now offered does relate, may be alſo read, and the ſame accordingly read.

Petition the Heretors of the Shire of *Mid-lothian* ſubſcribing thereto, craving that Meaſures may be laid down for executing the many good Laws already made, and to make others that may be further neceſſary for Regulating and advancing of the Trade of the Nation, and to aſſert the undoubted Right and Title of the *Indian* and *African Company* to their Plantation in *Caledonia*, which hath been, and ſtill is unjuſtly called in Queſtion, and to give ſuch Support to it, as may encourage the Adventurers to go on in an Undertaking tending ſo much to the Wealth and Honour of the Nation, and to give Relief to the Countrey of ſo great a Number of Forces, and redreſs the other Particulars therein-mentioned, read.

Petitions and Addreſſes from the Heretors thereto ſubſcribing in the Shires of *Wigtoun*, *Air*, *Dumbartoun*, *Renfrew*, *Inverneſs*, *Nairn*, *Fife*, *Bamff*, *Elgine* and *Forres*, and Stewartrie of *Orknay*; and alſo from the Burghs of *Perth*, *Dyſert*, *Kirkaldy*, *Anſtruther* Eaſter, *Inverneſs*, *Crail*, and from the Inhabitants of the City of *Glaſgow* thereto ſubſcribing; All craving effectual Methods to be taken for Aſſerting and Vindicating the *Companies* Right to their Collony of *Caledonia*, and to be eaſed of the Forces, and relating to the other Affairs reſpective mentioned in the ſaid ſeveral Addreſſes, being all preſented by Members of Parliament, were read.

The Lord Chancellor by Order of His Majeſties high Commiſſioner Adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the* Heirs *and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1701.

MINUTES

Of the Proceedings in Parliament

MINUTS
Of the Proceedings in Parliament.

Friday January 10. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read.

THE Conſideration of the Affair of the Company of *Scotland* trading to *Africa* and the *Indies* again reſumed, and a Propoſal made, That it be reſolved, that the Votes and Proceedings of the Parliament of *England*, and their Addreſs preſented to His Majeſty in *December* 1695, in relation to an Act of this Parliament eſtabliſhing our *Indian* and *African* Company, and the Addreſs of the Houſe of Lords preſented to his Majeſty in *February* laſt, were an undue Intermeddling in the Affairs of this Kingdom, and an Invaſion upon the Soveraignity and Independency of our King and Parliament, The *Reſolve* was read. Moved that the Addreſs from the Lords and Commons of the Parliament of *England* preſented in *December* 1695 with their Votes and Proceedings paſt at that time, and alſo the Addreſs of the Houſe of Lords preſented in *February* laſt, be all read, and the ſame were accordingly read; thereafter the foreſaid *Reſolve* being again read, It was put to the Vote, Approve the ſame or not, and carried Approve *nemine contradicente.*

An other *Reſolve* propoſed in the Terms following, *viz.* Reſolved that the Memorial preſented in his Majeſties Name as King of *Great-Brittain* to the Senate of *Hamburgh*, the ſeventh day of *April* 1697, by Sir *Paul Rycaut* then Reſident in that City, and Mr. *Creſſet* His Majeſties Envoy extraordinary at the Court of *Lunenburgh*, was moſt unwarrantable, containing manifeſt falſhoods, and contrary to the Law of Nations, injurious to His Majeſty, an open Incroachment upon the Soveraignity and Independency of this Crown and Kingdom, the occaſion of great Loſſes and Diſappointments to the ſaid Company, and of moſt dangerous Conſequence to the Trade of this Nation in all time coming, Read, *Moved*, that the ſaid Memorial given in by the ſaid Reſident and Envoy to the Senate of *Hamburgh*, be likewiſe read, and the ſame was accordingly read, and after reaſoning, it was put to the Vote, Approve the ſaid *Reſolve*, or not, and carried Approve *nemine contradicente.*

An other *Reſolve* propoſed in theſe terms, *viz. Reſolved*, that the Proclamations emitted in the *Engliſh* Plantations in *April*, *May*, *June* and *September* 1699, againſt our *Indian* and *African Company*, and Collony of *Caledonia*, were, and are Injurious and Prejudicial to the Rights and Liberties of the ſaid Company, and that the Execution of theſe Proclamations againſt the Adventurers ſent out by the ſaid Company, was Inhumane, Barbarous, and contrary to the Law of Nations, and a great occaſion of the Loſs and Ruine of our ſaid Collony and Settlement of *Caledonia*, read.

Moved, that the Proclamations emitted by the reſpective Governours of the *Engliſh* Plantations in the Weſt *Indies* in the ſaids Months of *April*, *May*, *June*

June and *September* 1699, Discharging all Correspondence with any persons fitted out from *Scotland*, or to furnish them any Provision or Necessaries whatsomever, either in their own Vessels, or any other Ships for their use, may be all read, and the same read accordingly.

And a Motion being made, to add to the last part of the said Resolve, the words *Proclamation and their Execution.* After Reasoning, the Question was stated, add the saids words or not, and carried in the Negative. And the said Resolve being again read: *It* was put to the Vote, Approve the same or not, and carried Approve *nemine contradicente.*

Another Proposal made for a Resolve, that who ever have advised his Majesties Answer to the Address of the Parliament of *England* against our *Indian* and *African* Company in the year 1695, or have advised or promoted the Injuries done to this Nation by the *Hamburgh* Memorial and Proclamations in the West *Indies*, are enemies to this Kingdom, and have done what in them lay to creat Jealousies and Animosities betwixt the two Kingdoms, and if Subjects of this Kingdom, are Traitors to the King & Country, and when discovered, ought to be prosecute accordingly, Read, and after some debate the Presenter of the said Resolve craved leave to withdraw it, which was allowed.

Further Proposed, That there be a Resolve in the terms following, *viz.* Resolved that our *Indian* and *African* Companies Colony of *Caledonia* in *Darien* in the Continent of *America*, was a legal and rightful Settlement, precisely in the terms of the Act of Parliament and Letters Patent establishing the Company, and that the Parliament will assist and support the said Company in the lawful prosecution of their Right thereto, as holding of the Crown of this Kingdom, read, and the farder consideration thereof adjourned.

Ordered, That the Committees meet to Morrow at Nine a Clock in the Morning.

The Lord Chancellor by order of his Majesties high Commissioner, Adjourned the Parliament till to Morrow at Ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majesties high Commissioner, and Estates of Parliament,* Alexander Gibson *of* Durie, *one of the Deput-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Kings most Excellent Majesty, *Anno Dom.* 1701.

MINUTS

Of the Proceedings in Parliament.

Saturnday, January 11. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read,

PRoceſs the Earl of *Annandale* againſt the Laird of *Lagg* called, and the Procurators for both Parties compearing, it was intimate to the Laird of *Laggs* Procurators to be ready to inſiſt on *Saturnday* next in his proteſt for remead of Law, taken againſt the Earl, with Certification if he failzie, that the Decreet for not inſiſting. will be then pronounced againſt him, conform to the Earls Summonds.

Proceſs Lieutennent Collonel *John Erskine* againſt the Counteſs of *Kincardine*, alſo called, and the Procurators for both parties Compearing: It was intimate to the Counteſs her Procurators to be ready to inſiſt on *Saturnday* next, in her Proteſt for Remead of Law, taken againſt the Lieutennent Collonel his Decreet of Sale of the Eſtate of *Kincardine*, with Certification if ſhe failzie, that Decreet for not inſiſting will be then pronounced againſt her conform to the Lieutennent Collonels Summonds.

Proceſs Mr. *Alexander Higgins* againſt *John Callender*, on a Proteſt for Remead of Law, called and both Parties Compearing; It was intimate, that they be ready to debate the ſaid Cauſe againſt *Saturnday* next.

Proceſs, *Robert Hepburn* of *Whitburgh* againſt *George Suttie*, on a Proteſt for Remead of Law, called; And the Procurators for both parties compearing; It was intimate that they be ready to debate the ſaid Cauſe againſt *Saturnday* next.

Moved that the Proceſs at the inſtance of the Earl of *Argyle* and Creditors of the late Marquis of *Argyle*, againſt the *Duke of Gordon* and the Earl of *Aboyne*, for reducing the late Marquis of *Argyles* Forefaulture, may be called. Alſo *Moved*, that the Proceſs at the inſtance of the Laird of *Pourie*, againſt the Lord *Gray* be likewiſe Called, and ſeveral other privat Affairs being propoſed; After reaſoning the Vote was ſtated, whether the Proceſs at the inſtance of the Earl of *Argyle*, and Creditors of the ſaid Marquis of *Argyle*, ſhall be firſt called before all others. or not, and carried in the Affirmative.

Thereafter the ſaid Proceſs being Called, and the ſaid Earl of *Argyle* Purſuer, and alſo the *Duke of Gordon* and Earl of *Aboyne* Deſenders, compearing perſonally with their Procurators; There was a Declinator given in by the Defenders againſt ſeveral Members of Parliament, which was Read, and after Debate thereupon, the Declinature was diſcuſſed and determined as in the Minuts of that Proceſs.

Moved

Moved, that the Kings Advocat be appointed to appear for the Defenders as Kings Donators, and the former Deliverance of Parliament in relation to that matter, and Act of Privy Council, allowing his Majesties Advocat to appear in the said Process for which of the parties he thought fit, being both Read, he did make his Election, and declared that he would appear for the Pursuer of the Process.

Thereafter Moved by the Pursuers, that in regaird his Majesties Advocat and Mr. *David Dalrymple* were both Members of Parliament, and could not appear as Advocats in the said Process without allowance of Parliament; That therefore the Parliament would allow them to appear for the Pursuers in this Process, after reasoning it was agreed, that his Majesties Advocat and Mr. *David Dalrymple* be allowed to appear for which of the saids parties they should think fit; And they declared they would appear for the Pursuers.

The Committees appointed to meet on *Munday* next at nine a Clock in the Morning.

The Lord Chancellor by Order of his Majesties high Commissioner, Adjourned the Parliament till *Munday* next at ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majesties High Commissioner, and Estates of Parliament*, Alexander Gibson *of* Durie, *one of the Deput-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

A. L. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the King's most Excellent Majesty, *Anno Dom.* 1701.

MINUTS

Of the Proceedings in Parliament,

Munday, January 13. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read,

MOved, That Mr. *David Dalrymple* Advocat, a Member of Parliament, be allowed to appear for *John Callender*, in the Proceſs purſued againſt him by Mr. *Alexander Higgins*, and agreed that Mr. *David* have allowance to appear in that Proceſs for the ſaid *John Callender*.

Moved, That the Propoſal for an Reſolve aſſerting the Companies Right to their Colony of *Caledonia*, mentioned in the Minuts of the 10th of *January* inſtant be again read, and the ſame was accordingly read.

An other Reſolve propoſed in theſe terms, *viz.* Reſolved that our *Indian* and *African* Companies Colony in *Caledonia* in *Darien* in the Continent of *America*, was a legal and rightful Settlement, conform to the Act of Parliament, and Letters Patent eſtabliſhing the ſaid Company; and that the Company, in making and proſecuting the ſaid Settlement, acted warrantably, by vertue of the ſaid Act of Parliament and Patent, and that therefore this preſent Reſolve, with the three other Reſolves voted and paſt in this Seſſion of Parliament, for vindicating the Independency and Soveraignty of this Crown and Kingdom, and aſſerting the Rights of the ſaid Company, be laid by way of Addreſs from the Eſtates of Parliament before his Majeſty, for removing and preventing all Incroachments upon the Independency and Soveraignity of this Crown and Kingdom, and for aſſuring the ſaid Company of his Majeſties Royal Protection, and obtaining the proper Remedies for reparation of their Loſſes, read.

His Majeſties high Commiſſioner made a Speech to the Parliament upon the Matter contained in the ſaid Reſolve.

Moved, That his Majeſties Letter to the Parliament preſented the 29 of *October* laſt be read, and the ſame accordingly read: Alſo, the *Minuts* of the 10 of *January* inſtant read. *Moved*, That the foreſaid Reſolve mentioned in the ſaid *Minuts*, being firſt preſented, ought to be firſt under Conſideration. And it being alſo moved, that the Reſolve above-ſet-down, as containing the ſubſtance of the former, be rather conſidered. *It* was alledged, that the Reſolve now offered, is complex, conſiſting of ſeveral parts, which ought to be ſeparatly conſidered. And after Reaſoning, the Reſolve following was propoſed, *viz.* Reſolved, that our *Indian* and *African* Companies Colony of *Caledonia* in *Darien* in the Continent of *America*, holding of the Crown of *Scotland*, was and is *Legal* and Rightful, and that the Settlement was made conform to the Act of Parliament and Letters patent eſtabliſhing the ſaid Company, and that the Company in making and proſecuting of the ſaid Settlement, Acted warrantably by vertue of the ſaid Act of Parliament and Patent: Which Reſolve being Read; *It* was put to the Vote, Approve the ſame or no and carried Approve, *nemine contradicente*.

Thereafter

Thereafter another Proposal for a Resolve was presented, That the several Insults of the *Spainards* upon our *Indian* and *Africans* Companys Collony of *Caledonia* their seizing and Confiscating the said Companies Ship the *Dolphine* and Cargo forced to run a Shoar at *Carthagena* to escape Ship-wrack, their barbarous usage of our men who were Aboard of the said Ship, and condemning the most considerable of them to die, as Pirrats; And their invading and dispossessing our Colony of *Caledonia*, were acts of open hostility; contrary to the Law of Nations, and to the expres Treaties betwixt the Crowns of *Great Britain* and *Spain*, and that Satisfaction ought to be demanded for the same, Which Resolve being Read; *It* was offered to the Consideration of the Parliament.

Moved, That before this or any other new Resolve can be entered upon, the second part of the first mentioned Resolve given in this day, ought to be considered and determined, and a debate arising, whether first to receive in the said new Proposal in relation to the said Affair of *Caledonia*, or to consider what is to be done anent the Resolves already past; After reasoning the question was stated, whether to proceed first to hear what farder Grievances in the Affair of *Caledonia* The Parliament hath not given their Sentiment upon, or to consider what is to be done on the four Resolves already voted; It carried to proceed first to consider what is to be done on the four Resolves already Voted.

The Committees ordained to meet to Morrow at Nine a Clock in the usual places.

The Lord Chancellor, by Order of His Majesties high Commissioner, Adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majesties High Commissioner, and Estates of Parliament*, Alexander Gibson *of* Durie, *one of the Depute-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the King's most Excellent Majesty, *Anno Dom* 1701.

MINUTS

Of the Proceedings in Parliament:

Tuesday January 14. 1701.

Prayers said,
Rolls called,
Minuts of the last *Sederunt* read.

MOved, that His Majesties Advocat, and Mr. *David Dalrymple* both Members of Parliament, be allowed to appear and plead for the Earl of *Annandale*, in the Proces depending at his instance against the Laird of *Lagg* before the Parliament; and agreed that his Majesties Advocat and Mr. *David Dalrymple* have allowance to plead for the Earl of *Annandale* in the said Cause.

Overture for an Act declaring that the Companies Collony in *Darien*, was a legal and rightful Settlement, precisely in the terms of the Act of Parliament, and that his Majesty and Estates of Parliament will assist and support the said Company in the lawful prosecution of their Rights thereto, and protect them in the full and free Injoyment thereof, read.

A Declaration by Captain *Robert Pinkertoun* and *James Grahame*, who were Prisoners at *Carthagena*, and thereafter brought to old *Spain*, taken, upon Interrogators put to them by a Committee of the Directors of the *Indian* and *African* Company, produced, and moved to be read, and the same read accordingly; And upon a Motion made by his Majesties Advocat, the same was ordered to ly on the Table.

Moved, That the consideration of the second part of the *Resolve*, first presented yesterday, may be again resumed; and that the Parliament proceed to Address his Majesty upon the *Resolve*, Asserting the Companies right to the said Colony; and an Debate arising, whether an Address or an Act be most proper in the present circumstances, for securing the Companies right and settlement, and the actings of the persons concerned in the prosecution thereof. After reasoning, the Vote was stated, whether an Address should be made upon the *Resolve* asserting the Companies right to the Colony of *Caledonia* in *Darien*, or an Act of Parliament asserting their said right, and carried to Address upon the said *Resolve*, an hundred & eight to eighty four.

Before calling of the Rolls, upon the said Vote, several Members of Parliament desired that their voting for the Act, and dissenting from the Address, might be Marked; and the *Duke of Hamilton* took Instruments thereupon, for the reasons read by him in his place. and the said eighty four who voted for the Act were accordingly marked as Dissenting, and their Names ordered to remain in the Records of Parliament.

The Committees appointed to meet the Morrow at Nine a Clock.

The Lord Chancellor by order of his Majesties high Commissioner, Adjourned the Parliament till to Morrow at Ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majesties high Commissioner, and Estates of Parliament*, Alexander Gibson *of* Durie, *one of the Deput-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties* Printer, *to Print these Minuts of Parliament, and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Kings most Excellent Majesty, *Anno Dom.* 1701.

Numb. 42

MINUTS

Of the Proceedings in Parliament.

Tuesday January 24. 1701.

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the Kings most Excellent Majesty, Anno Dom. 1701.

MINUTS

Of the Proceedings in Parliament.

Wedneſday January 15. 1701.

Prayers ſaid,
Rolls called,

THe Minuts of the laſt *Sederunt* being read, there was an *A*mendment offered thereto; and a Debate thereupon ariſing, the farder Conſideration thereof was delayed till the next Dyet of Parliament.

The Committes appointed to meet to morrow at nine a Clock in the morning.

The Lord Chancellor by Order of his Majeſties high Coumiſſioner Adjourned the Parliament till to Morrow at Ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew *Anderſon, His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1701.

Numb. 13

MINUTES

Of the Proceedings in Parliament.

Wednesday January 15. 1701.

THe Minutes of the last Sederunt being read, there was an Amendment offered thereto; and a Debate thereupon arising, the Order Confideration thereof was delayed till the next Dyet of Parliament.

The Committee appointed to meet to morrow at nine a Clock in the Morning.

MINUTS

Of the Proceedings in Parliament.

Thurſday January 16. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read.

MOved that the Minuts of the fourteenth day of *January* inſtant be again read, in order to be adjuſted, and the ſame being read, after ſome Amendments made, they were agreed to.

Moved, that the Names of thoſe who did vote for the Addreſs mentioned in the ſaids Minuts be recorded in the Books of Parliament, and the ſame ordered accordingly; And the Lord Chancellor moved, that albeit he had no opportunity to vote for the ſaid Addreſs, yet he deſired that his Name might be recorded with the Hundred and eight who voted thereto, and the ſame agreed to.

Overture for an Act for Appointing Reſidents and Conſuls in ſuch places as are moſt proper for the Trade of this Nation, read, and ordered to ly upon the Table.

Moved, that the Reſolves paſt in Parliament the tenth of *January* inſtant, in relation to the Addreſſes, Votes and Proceedings of the Parliament of *England*, and to the *Hamburgh Memorial*, and *Proclamations* emitted in the *Weſt-Indies*, anent the Affair of *Caledonia* be read, and the ſame were accordingly read.

Moved, that the matter contained in the foreſaids three Reſolves paſt in Parliament, the ſaid tenth day of *January* inſtant, be laid before his Majeſty by way of Addreſs, which was agreed to. And an Debate ariſing, whether the Addreſs upon the ſaids three firſt Reſolves ſhall be ſeparat from the Addreſs upon the fourth Reſolve already voted, after reaſoning, the Queſtion was ſtated, Separat, or not; and carried in the Negative.

The Committees appointed to meet to morrow at nine a Clock.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, adjourned the Parliament till to morrow at Ten a Clock.

BY Order *of his Grace* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties* Printer, *to Print theſe Minuts of Parliament, and that no other preſume to* Print *the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1701.

MINUTS

Of the Proceedings in Parliament.

Tuesday January 16. 1701.

Prayers said.
Roll called.
Minuts of the last Sederunt read.

Ordered that the Minuts of the fourteenth day of January instant be again read, in order to be adjusted, and the same being read, after some Amendments made, they were agreed to.

Ordered, That the Names of those who did vote for the Address mentioned in the said Minuts be recorded in the Books of Parliament, and the same ordered accordingly; And the Lord Chancellor moved, that albeit he had no opportunity to vote for the said Address, yet he desired that his Name might be recorded with the Hundred and eight who voted thereto, and the same agreed to.

Overture for an Act for Appointing Residents and Consuls in Foreign places as are most proper for the Trade of this Nation, read, and ordered to lye upon the Table.

Ordered, That the Resolves past in Parliament the tenth of January instant, relating to the Address, Votes and Proceedings of the Parliament of England, and to the Proclamation, and Proclamation entitled in the same, anent the Affairs of Scotland be read, and the same were accordingly read.

Ordered, That the matter contained in the foresaid three Resolves past in Parliament, the said tenth day of January instant, be laid before his Majesty by way of Address, which was agreed to, and an Address framed upon the Resolves in the said Address upon the Table thereof, and the Question being put, Whether the said Address should be approved of, or not? It was carried in the Negative.

The Committee appointed to meet to morrow at nine a Clock, and the Parliament to meet at ten a Clock.

The Chancellor, Earl of Marchmont, Lord Polwarth, Lord Cornwallis, adjourned to the Kings most Excellent Majesty's Anno Dom. 1701.

Edinburgh, Printed by the Heirs and Successors of A. Anderson, Printers to the Kings most Excellent Majesty. Anno Dom. 1701.

MINUTS

Of the Proceedings in Parliament:

Friday January 17. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

THe Draught of an Addreſs from the Eſtates of Parliament to his Majeſty, upon the matter contained in the four Reſolves paſt in Parliament on the 10 and 13 days of *January* inſtant, relating to the *Indian* and *African* Companies Rights and Priviledges therein mentioned, read, and thereafrer read in Paragraphs, and after ſome Amendments made, the Vote was ſtated, approve the Addreſs, or not; it carried approve, One hundred and one, to Sixtie one. Before calling ofthe Rolls in the ſaid Vote, the Duke of *Hamilton* and Marquiſs of *Tweddale* did Declare, that they adhered to their former Diſſent marked in the Minuts of the 14 of *January* inſtant, and of new diſſented from this Addreſs, and thereupon took Inſtruments, and they two with 52 other Members of Parliament of the ſaid Number of 61 formerly mentioned, deſired their Diſſents to be marked, and the ſame ordered to be marked accordingly, to remain in the Records of Parliament.

Overture for an Act, that all the temporary Priviledges and Immunities granted to the Company of this Kingdom trading to *Africa* and the *Indies*, by the 8 Act 5 *Seſſion* of this Parliament be continued to the ſaid Company for the ſpace therein-mentioned after expyring of the times allowed to them by the ſaid Act, read for the firſt time.

Moved that a Clauſe be added to the ſaid Act and Overture, for ratifying the ſaid former Act and Letters patent, and the ſaid Clauſe alſo read.

Draught of an Act from the Committee of Trade, for incouraging of *Manufactories*, read for the firſt time.

Draught of an Act from the Committee of *Minuts*, for making up the Tenor of certain Writs burnt at the late Fire belonging to Sir *David Home* of *Croſſrig*, read for the firſt time.

Petition Mr. *James Daes* of *Coldingknows*, craving Warrand to cite the Officers of State, Lords of Theſaury and others, to compear before the Parliament, to the effect therein mentioned, read, and the Conſideration thereof delayed till the next *Sederunt* of Parliament.

The Committees appointed to meet to Morrow at Nine a Clock.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, Adjourned the Parliament till to Morrow at Twelve a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the* Heirs *and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1701.

MINUTS

Of the Proceedings in Parliament,

Saturnday, January 18. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read,

MOved that Mr. *David Dalrymple* Advocat a Member of Parliament be allowed to appear and plead for the Earl of *Martoun*, in the Proces depending at his inſtance before the Parliament againſt the Officers of State, and Mr. *David* allowed to plead for the Earl in the ſaid Cauſe; And on a motion made, the foreſaid Cauſe at the Earl of *Martons* inſtance ordered to be called and heard on *Saturnday* next.

Moved, that the Petition formerly given in by Sir *William Cragie* of *Gairſey* be read; alſo moved, that the matter contained in this Petition relating to the King's Revenue, does properly ly and depend before the Exchequer, and after debate, the Lord Chancellor by Order of his Majeſties high Commiſſioner declared, that before the Parliament ſhould riſe, and how ſoon the publick Affairs were over, an Exchequer ſhould be appointed to meer, in order to diſcuſs the ſaid Cauſe.

Moved, that the Proces at the inſtance of the Earl of *Argyle*, and Creditors of the late Marquiſs of *Argyle*, againſt the Duke of *Gordon* and Earl of *Aboyn*, and alſo the Proces at the Laird of *Innes* inſtance againſt the Duke of *Gordon*, be called, and the ſaids two Proceſſes being called, the Parties compearing perſonally with their Procurators, the Earl of *Aboyn* alledged, that he had not ſeen the Earl of *Argyles* Proces, albeit he had required the ſame by Inſtrument, which was produced and read, and after Debate the Dilator was repelled.

Moved, that ſeing his Majeſties Advocat and Mr. *David Dalrymple*, Sir *Patrick Hume*, Sir *Gilbert Eliot*, Mr. *David Cunninghame*, Mr. *David Forbes*, Mr. *Francis Grant*, Mr. *William Calderwood*, and Mr. *George Alexander* Advocats imployed by the Purſuers, will have occaſion in this proces of Reduction, to plead againſt the Crimes of Treaſon lybelled againſt the late Marquiſs of *Argyle*, that therefore they be allowed to plead their ſaids Reaſons of Reduction againſt the Crimes libelled, without hazard of being hereafter quarrelled for the ſame, and they were allowed accordingly.

Thereafter the Duke of *Gordon* gave in an other Declinator againſt ſome Members of Parliament, which was read, and determined as in the Minuts of that Proces, and the Procurators for the Purſuers having inſiſted in their Proces, they did repeat the Libel and Reaſons of Reduction, and alſo repeated the ſame Reaſons of Reduction as to the proces at the inſtance of the Laird of *Innes* younger, againſt the Duke of *Gordon*, and the Defenders Procurators having proponed ſeveral dilatory Defences, and a debate thereon ariſing in manner mentioned in the Minuts of Proces, *Saturday* next was appointed for adviſing the ſaids dilatory Defences, and both Parties ordained to deliver their Informations on *Friday* next.

Moved

Moved, that the Cauſe at the inſtance of the Laird of *Pcurie* be called, and agreed that the ſaid Cauſe be called and heard on *Saturnday* next *peremptorie*.

Proces at the inſtance of the E. of *Annandale* againſt the Laird of *Lagg* called, & the purſuer compearing perſonally with his procurators, and the procurators for the Defenders alſo compearing, it was alledged for *Lagg*, that he was out of the Kingdom the time of the Citation, and not cited on ſixty days, Anſwered, that the Dilator was not verified, nor was *Lagg* out of the Kingdom *animo remanendi*; and Inſtruments being taken by the Purſuer on the appearance that was made for *Lagg* as in the Minuts of that Proces, Decreet was craved, *&c*: and the Vote being ſtated, Decern at the Earl of *Annandal's* inſtance againſt the *Laird* of *Lagg*, conform to the Concluſion of the Earls Summonds, yea, or nay; it carried in the Affirmative.

Proces at the inſtance of Lieutenant-Collonel *Ereskine* againſt the Counteſs of *Kincardine* called, and the Purſuer compearing perſonally with his Procurators, and the Defender compearing by her Procurators, the Cauſe at the purſuers inſtance in relation to the Proteſt for remeed of Law taken by the Counteſs againſt the Decreet of Sale of the Eſtate of *Kincardine*, obtained at Lieutenant-Collonel *Erskine's* inſtance, was debate conform to the Minuts of that Proces, and *Saturnday* next appointed for adviſing thereof, and both parties appointed to deliver their Informations on *Friday* next.

Moved, that the Reports from the Committee of Elections upon the Petitions given in by *William Gordon* of *Balcomie*, *William Patton* of *Panholls*, and *Thomas Robertſon* be read, and agreed that the ſame be read the next day that the Parliament proceeds to privat Affairs.

The Committees appointed to meet on *Munday* next at nine a Clock in the Morning.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew *Anderſon, His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

A L. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1701.

MINUTS

Of the Proceedings in Parliament.

Munday January 20. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

MOved, that the Committee for the Minuts bring in a Report anent what was remitted to them, for diſtinguiſhing of what Crimes are Capital, and what Crimes do inferr the pain of Treaſon: And ordered that the ſaid Committee do meet to mortow morning, in order to prepare and bring in the ſaid Report.

Petition the Principal and Maſters of the Mariſhal Colledge of *Aberdeen*, craving Supplies for repairing and upholding their Fabrick, out of the Fonds mentioned in the ſaid Petition, read, and the conſideration thereof delayed till *Saturnday* next.

Draught of the Act that all the temporary Priviledges and Liberties granted to the Company of this Kingdom, trading to *Africa* and the *Indies*, by the 8 Act. 5. *Seſs.* of this Parliament be continued to the ſaid Company for the ſpace of Nine Years after expyring of the Times allowed them by the ſaid Act, and ratifying the ſaid former Act and Letters patent, again read, and after ſome Amendments made, it was put to the Vote, Approve the Act or not, and carried Approve.

Moved, That ſince the Affair of the *Indian* and *African* Company is now much over, That the matter of the Security of the Kingdom and Forces be taken to Conſideration. Alſo *moved*, that the Affairs of the ſaid Company are not yet fully over, The *Reſolve* offered in Parliament the 13. *January* inſtant, anent the inſults of the *Spaniards*, and their invading our Colony of *Caledonia* not being yet conſidered: After debate, two ſtates of Votes were propoſed. The firſt, whether the matter of the ſaid *Reſolve* offered be not ſufficiently conſidered in the Addreſs already paſt, yea, or nay, The ſecond approve the *Reſolve* offered yea, or nay. The Queſtion was put, whether the firſt or ſecond ſhall be the ſtate of the Vote, and carried, the firſt. Thereafter the Vote was ſtated, whether the matter of the *Reſolve* offered, be not ſufficiently conſidered in the Addreſs yea, or nay, and carried in the Affirmative.

Thereafter a *Reſolve* propoſed in theſe terms, That Mr. *Creſſit* His Majeſties Envoy extraordinary at the Court of *Lunenburgh*, in giving in a Memorial to the Senate of *Hamburgh*, the 7th of *April* 1697. invading the Soveraignity and Independency of our King and Parliament, and Mr. *Vernon* one of the *Engliſh* Secretaries of State, in ſending Orders to the reſpective Governours of the *Engliſh* Plantations, for emitting Proclamations in the year 1699. ſo injurious and prejudicial to our *Indian* and *African* Company, and Colony of *Caledonia*, and contrary to the Law of Nations, Are Incendaries, and did what

what in them lay to creat Jealouſies and Animoſities betwixt the two Nations, read, and after reaſoning thereupon, a Vote was propoſed, proceed to the further conſideration of this *Reſolve*, yea or nay; Propoſed by others, that the ſtate of the Vote be Approve of the *Rreſolve*, or reject; And the queſtion being put, whether the firſt or ſecond Propoſal ſhall be the ſtate of the Vote, it carried the Firſt; thereafter the Queſtion was put, proceed to the further Conſideration of this Reſolve, or not, and carried in the Negative.

Moved, that the Parliament may now proceed to conſider the ſtate and ſecurity of the Kingdom, and the Forces; Alſo moved, that by the *Reſolve* of Parliament, the Affairs of the *Indian* and *African* Company muſt be firſt over, and the reparation of the Loſs and Damages, which is the principal part of their Petition, has not yet been under conſideration, and the ſaid Petition deſired to be read, after reaſoning anent the ſaids two Motions, the farder Conſideration thereof was delayed till the next Dyet of Parliament.

Moved, that the caſe betwixt *Laurence Poure* and *Thomas Henderſon*, anent which there are Bill and Anſwers lying before the Parliament, may be remitted to be determined by the Lords of Seſſion, as is deſired by both Parties, and ordered that the ſaid Caſe be accordingly remitted.

The Committees appointed to meet to Morrow at Nine a Clock in the Morning.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, Adjourned the Parliament till to Morrow at Ten a Clock.

By Order of his Grace James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the* Heirs *and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1701.

MINUTS

Of the Proceedings in Parliament,

Tuesday January 21. 1701.

Prayers said,

Rolls called,

Minuts of the last *Sederunt* read.

OVerture for an Act brought in from the Committee of Minuts, for distinguishing what Crimes are Capital, and what not, read, and ordered to ly on the Table; and the said Committee appointed to bring in a Report with all diligence of what was farder remitted to them for defining the Crimes that do infer Treason, and for clearing the Laws thereanent.

A *Resolve* proposed in these terms, That in regard of the great and never to be forgot Deliverance, it pleased God to give this Kingdom by his Majesty, and that our Safety and Happines depends (under GOD) upon the preservation of his person and Security of his Government; We will stand by and support his Majesty and his Government, to the outmost of our power, and maintain such Forces as shall be necessary for these ends: Which *Resolve* was read.

His Majesties high Commissioner made a Speech to the Parliament upon the matter, and to the effect mentioned in the said *Resolve*.

Moved, that the foresaid *Resolve* be taken to Consideration by the Parliament, and that they presently proceed thereto.

Overture proposed in behalf of the Company of *Scotland* trading to *Africa* and the *Indies*, that they shall have the Rents of the Bishopricks, not already disposed off to Colledges and pious uses, and the Rents of the Post-Office, with the Tunnage and Pondage for the space of twenty one years, for making up of their Losses *pro tanto*; Which Overture was read, and ordered to ly on the Table.

An *Resolve* also proposed in these Terms, that all those of the Collony of *Caledonia*, who either unwarrantably deserted, or basely betrayed and surrendred the Settlement, and delivered up the *Indians* our Alleyes to the *Spainiards*, are guilty of high Crimes, and ought to be prosecute for the same as soon as they can be apprehended, and that such worthy persons as behaved honourably and faithfully upon that Undertaking, and particularly the persons therein-named be rewarded, for the encouragement of others to serve the Interest of their Countrey faithfully in time to come, read, and ordered to ly on the Table.

Moved again, that the *Resolve* first above-mentioned for supporting of his Majesty and his Government, be taken to consideration, and after reasoning a Vote proposed, approve the Resolve, or not; moved by others, that the Vote be approve, or amend the Resolve, it was put to the Question, whether the first or second Proposal shall be the state of the Vote, and it carried the first, thereafter the Vote was stated, approve the *Resolve*, or not, and carried approve.

Moved,

Moved, that the Parliament do now proceed to conſider what Troups will be neceſſary for ſecurity of the Kingdom, and the Fonds proper for their Maintenance; Moved alſo, that firſt the Arrears due to the disbanded Officers both before and ſince the year 1693, and alſo the Accompts of the Fonds given for the uſe of the Army ſince the Revolution, and how the ſame has been diſpoſed on, may be laid on the Table, and that the ſeveral Eſtabliſhments of the Army, and particularly the Eſtabliſhment produced before the Parliament in the year 1698, with the preſent Eſtabliſhment, be alſo laid before the Parliament, in order to be conſidered by them, and after reaſoning, the Conſideration of the ſaids ſeveral Propoſals, and the Method and Order for bringing in the ſame to the Parliament, was delayed till the next *Sederunt*.

Overture for an Act for ſecurity of the Kingdom in caſe of the deceaſe of his preſent Majeſty, and of his Heirs and Scceſſors, and for reſcinding the Act of Succeſſion in the year 1681, read and ordered to ly on the Table.

The Committees appointed to meet to morrow at nine a Clock in the Morning.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew *Anderſon, His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom* 1701.

MINUTS

Of the Proceedings in Parliament.

Wedneſday, January 22. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read,

DRraught of an Act for Security of the Kingdom, in caſe of the deceaſe of his preſent Majeſty, and of his Heirs and Succeſſors, and Reſcinding the Act of Succeſſion in the year 1681, read for the firſt time.

Overture for an Act for continuing a certain number of Forces, and allowing the Supplies thereinmentioned for their Maintenance, during the ſpace contained in the ſaid *Overture*, *Read.*

Moved that the Accompts of the Arrears due to the Army, and how the Fonds given for that uſe ſince the Revolution has been diſpo'ed of, and the ſeveral Eſtabliſhments of the Forces, be all laid before the Parliament, and ordered that the Clerk of Theſaury do produce the Accompts of the Fonds and Eſtabliſhments, in order to be conſidered by the Members of Parliament.

Moved that the Number of ſtanding Forces to be continued, both Officers and Sentinels, be ſpecially condeſcended on; Alſo Moved that the Modelling of the Forces be left to his Majeſty, providing their Pay do not exceed the Fonds to be now given by the Parliament; And after Reaſoning, the further conſideration of the ſaids Motions Adjourned till the next Dyet of Parliament, to be then firſt conſidered.

Draught of an Act diſcharging the Quotas of Teſtments ſince the year 1689, and declaring all Bonds granted for the ſame to be null, Read for the firſt time.

Ordered that the Committees do meet to Morrow at Nine a Clock in the Morning,

The Lord Chancellor by order of his Majeſties high Commiſſioner, Adjourned the Parliament till to Morrow at ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1701.

MINUTS

Of the Proceedings in Parliament

MINUTS

Of the Proceedings in Parliament.

Thurſday January 23. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

MOved, that the Accompts of the Fonds and Eſtabliſhments formerly mentioned be laid on the Table, and accordingly the *Inventar* of the Books of the ſaids Accompts and Eſtabliſhments were given in, and the Clerk of Theſaury ordered to attend in the Theſaury Room, and make patent the ſaids Accompts, with the *Inſtructions* and Eſtabliſhments to all Members of Parliament who deſire to ſee the ſame.

Overture for an Act brought in from the Committee of Minuts, concerning the Crime of Treaſon, and clearing the old Laws thereanent, read, and ordered to ly upon the Table, and agreed that the ſame be again read the firſt *Sederunt* of the next Week.

Overture for an Act renewing the Commiſſion of Juſticiary in the Highlands, and for better preſerving the Peace thereof, read, and ordered to ly upon the Table.

Overture for an Act, that without Conſent of Parliament no Forces be kept up in time of Peace, but ſuch as may be maintained on the annexed Exciſe, and other propertie belonging to the King, without burdening the Kingdom with Ceſs or Land-Tax, read.

The conſideration of the Overture formerly given in anent the ſtanding Forces, with the Debate ariſing thereon again reſumed; It was propoſed, that three thouſand Men of the ſtanding Forces conform to the preſent Eſtabliſhment be continued: And an other Overture propoſed for keeping up two thouſand Men or thereby, conform to the Draught of an Eſtabliſhment given in and read, after debate agreed, that the Queſtion be firſt put as to the Number of the ſaids Forces; and the Vote being ſtated, whether the Number of the Forces to be continued, ſhall be Three thouſand Men, or Two Thouſand two hundred Men, it carried Three thouſand Men, one hundred and eight Voters to Ninety four.

The Committees appointed to meet to Morrow at Nine a Clock in the Morning.

The Lord Chancellor by Order of his Majeſties high Commiſſioner, Adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Deput Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the* Heirs *and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to print theſe* Minuts *of Parliament, and that no other preſume to print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1701.

MINUTES

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Fryday, January 24. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read,

Overture for an Act anent the making of Peace and War, read.

The Conſideration of the matter of the Forces again reſumed, and the Draught of an Eſtabliſhment extending to the Number of two thouſand nine hundred ninety five Men produced and read, and an other Draught of an eſtabliſhment extending to Three Thouſand Men alſo given in and read.

Moved, that the *Quota* and Sum of the Eſtabliſhment firſt produced be taken into conſideration, and that the Eſtates of Parliament may agree to the ſame; Alſo moved, that the Eſtabliſhment produced in Parliament in the year 1698, to which the Act of Supplie then made does relate be firſt conſidered, and that the two Eſtabliſhments now offered, do ly on the Table till another Dyet of Parliament, after debate the Queſtion was ſtated, Proceed, or delay, and carried Proceed.

Thereafter moved, that the ſaids Eſtabliſhments offered be remitted to a Committee, Alſo moved that the *Quota* and Fonds for maintaining the Number of the Forces already voted be remitted, after debate agreed that it be remitted to the Committee for Security of the Kingdom, to conſider the two Eſtabliſhments produced, and the *Quota* and Fonds for mentaining of the Three Thouſand Men voted, and to bring in an Act thereupon the firſt *Sederunt* next Week, to be proceeded upon in Parliament preferable to all other Buſineſs.

Ordered that the Committees do meet to Morrow at Nine a Clock in the Morning,

The Lord Chancellor by order of his Majeſties high Commiſſioner, Adjourned the Parliament till to Morrow at Twelve a Clock.

By Order of his Grace James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1701.

Numb. 59

MINUTS

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Saturnday January 25. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

PEtition *Patrick Murray* of *Pennyland* and other Heretors of the Shire of *Caithnes*, craving a Revaluation of the Lands lying within the ſaid Shire, read, and the deſire thereof granted, and agreed that the Valuators Names be adjuſted by the Earl of *Bradealbane* and the Commiſſioner to the Parliament for the ſaid Shire of *Caithnes* at the ſight of the Lord Chancellor.

Report from the Committee of Elections on the Petition given in by *William Gordon* of *Balcomie* againſt Sir *William Hope*, read, and after debate, the queſtion was ſtated, grant Warrand to cite Sir *William Hope* in the terms of the Report, or remit the matter therein-contained to be cognoſced and determined by the Judge Ordinar, and carried Remit.

Proceſſes the Earl of *Argyle* and Laird of *Innes* againſt the Duke of *Gordon* and Earl of *Aboyn*, called, and upon Offers made by the Parties *hinc inde*, the Members of Parliament after-named, *viz.* The E. *Mariſhal*, the Earl of *Annandale*, the Viſcount of *Seafield* Lord Secretary, Sir *Hugh Dalrymple* Lord Preſident of the Seſſion, Sir *James Stuart* his Majeſties Advocat, and Sir *William Hamilton* one of the Senators of the Colledge of Juſtice, were deſired to withdraw with the Parties for adjuſting a Submiſſion to His Majeſty, and the ſaids Members with the Parties having removed, & being again returned, they reported that the Parties were upon the matter agreed, but that the Defenders deſired to be adviſed till *Munday* next, that then the Report may be made in Parliament, and that in caſe either Partie did reſile, a Dyet might be appointed for adviſing the Dilators, and farder hearing the ſaid Cauſe ſometime the next Week *peremptorie*.

Draught of an Act from the Committee of Minuts, for making up the Tenor of certain Writs burnt at the late Fire, belonging to Sir *David Hume* of *Croſrig* again read, and after ſome Amendments made, the Vote was ſtated, Approve the Act or not, and carried Approve.

Petition Mr. *James Daes* of *Coldingknows*, craving Warrand to cite the Officers of State, Lords of Theſaury and others, to appear before the Parliament, to the effect therein-mentioned, read; And Anſwers to the ſaid Petition likewiſe read: After Reaſoning, the Queſtion was ſtated, Grant Warrand to cite or remit the matter therein-contained, to be determined by the Lords of Seſſion, with a Parliamentary Power, and carried to remit.

Petition

Petition Mr. *James Gregory* Professor of Mathematicks in the Colledge of *Edinburgh*, craving an Act to be past in his favours, for the use of an Machine invented by him for raising of Water, and that all others be discharged to make use thereof, for the space mentioned in the *Petition*, read. Also the Report of the Committee to whom the same was remitted, with the Draught of an Act relative thereto, read for the first time.

Petition Mr. *James Smith* of *Whitehill*, craving, that he may be authorized to make use of an Ingine for raising of Water, to the effect therein-mentioned, and that no others make use thereof without his License, read; and the Report of the Committee to whom the same was remitted also read. The Question was stated, Grant the desire of the said Petition, yea or no, and carried in the Affirmative.

Ordered, That the Committee for Security of the Kingdom, and the other Committees do meet on *Munday* next at Nine of the Clock in the Morning.

The Lord Chancellor, by Order of his Majesties high Commissioner, adjourned the Parliament till *Munday* next at Ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majesties High Commissioner, and Estates of Parliament*, Alexander Gibson *of* Durie, *one of the Deput-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew *Anderson, His Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the King's most Excellent Majesty, *Anno Dom* 1701.

MINUTS
Of the Proceedings in Parliament.

Munday January 27. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read.

THe Earl of *Argyle*, in regaird the Duke of *Gordon* did not agree to what had been Treated, and Reported by the honourable Members appointed to treat betwixt them, preſented a Declaration to be read, which was accordingly read, and whereby for the Cauſes therein-contained, he ſiſts further Proceſs for this Seſſion of Parliament in the Action at his inſtance againſt the Duke of *Gordon* and the Earl of *Aboyn*, with Proteſtation, that the Proceſs commenced may be held ſtill depending until it be finally determined, and thereupon took *Inſtruments.*

Declaration by the Laird of *Innes* alſo preſented and read, whereby he for the Cauſes therein contained ſiſts his Proces depending before the Parliament againſt the Duke of *Gordon*, and deſired that his Proces might be ſtill held as depending until its final Deciſion, and thereupon took Inſtruments.

The Earl of *Aboyn* for himſelf, and in name of the Duke of *Gordon*, declared, that they adhered to the Offer of Submiſſion mentioned in the former days Minuts of that *Proces*, whereupon *Inſtruments* were taken.

Draught of an Act from the Committee for Security, for keeping up the Number of Forces therein-mentioned, and allowing the Fonds therein ſpecified, for their Maintenance during the ſpace therein contained, read for the firſt time.

Draught of an Act for diſcharging the *Quoats* of Teſtaments fallen due ſince the year 1689, and in time coming, and for delivering up of all Bonds granted for the ſame again read, and being put to the Vote, approve or not, it carried approve.

Draught of an Act for the farder Adjourning the Seſſion, read, and after debate, the queſtion was ſtated, allow a firſt reading to be marked on the ſaid Act, or not, and carried in the Affirmative.

Draught of an Act againſt Breakers of Houſes, Theives and their Reſetters, read for the firſt time.

Draught of an Act renewing the Commiſſion of Juſticiary for the *Highlands*, read for the firſt time.

Overture for an Act anent the Peace of the *Highlands*, read, and ordered to ly upon the Table.

Overture for an Act for arming of the fencible Men in the Kingdom, who are or ſhall be qualified in manner therein mentioned, read.

The Committees appointed to meet to Morrow at Nine of the Clock in the Morning.

The Lord Chancellor, by Order of His Majeſties high Commiſſioner, Adjourned the Parliament till to Morrow at Ten of the Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Deput Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1701.

MINUTS

Of the Proceedings in Parliament.

MINUTS
Of the Proceedings in Parliament.

Tueſday January 28. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

MOved that the Act from the Committee for Security of the Kingdom anent the Forces be again read, and proceeded in conform to an former *Minut*; Alſo moved that the Overture for arming the Countrey which was laſt read yeſternight, be now conſidered, and after debate two States of Votes were propoſed, the firſt proceed to the finiſhing of the Act for providing the Forces, or allow the Overture for arming the Country a firſt reading; The ſecond, proceed to the Act for maintaining the Forces, or to the Overture for arming the Countrey, and other good Laws in order to a firſt reading: And the Queſtion being put, whether the Firſt or ſecond of the ſaids Propoſals ſhould be the State of the Vote, it carried the firſt, and the ſaid firſt ſtate of the Vote being again read, the *Queſtion* was putt, proceed to the finiſhing of the Act for providing the Forces, or allow the Overture for arming the Country a firſt reading, it carried to finiſh the Act anent the Forces.

Thereafter the foreſaid read, and again read in Paragraphs, after ſome Amendments made, the Narrative of the Act was agreed to; Moved that the Eſtabliſhment preſented by his Majeſties Theſaurer-depute may be read, and the ſame was accordingly read, after debate two ſtates of Votes were propoſed; The firſt, if the *Quota* of the Supplie for mentaining the three thouſand Men ſhall be conform to the Abbreviat of the Eſtabliſhment preſented by his *Majeſties* Theſaurer-depute, and preſently read, yea or nay; The ſecond, reſtrict the Eſtabliſhment read to fewer Regiments or not; And the Queſtion being put, whether the firſt or ſecond Propoſal ſhould be the ſtate of the Vote, it carried the firſt, and the ſaid firſt ſtate being again read, the Queſtion was put, if the *Quota* of the Supplie for maintaining of the three thouſand Men, ſhall be conform to the Abbreviat of the Eſtabliſhment preſented by his Majeſties Theſaurer-depute, and preſently read, yea or nay, it carried in the Affirmative.

Moved, That the ſaid Eſtabliſhment upon which this Vote is paſſed, be ingroſſed in the Body of the ſaid Act, and the Queſtion being thereupon ſtated, *Ingroſs* the ſaid Eſtabliſhment in the Act of Parliament, or not, It carried in the Negative.

Thereafter moved, that the time of continuing the Forces be determined, and ſeveral Propoſals being made thereanent, after debate the Queſtion was ſtated, whether the Forces ſhall be continued until the firſt day of *June* 1702,

or

or until the first day of *December* 1702, and carried until the first day of December 1702, One hundred and seven to seventy eight.

Before calling of the Rolls upon the said Vote, the Duke of *Hamilton* desired his Dissent from continuing the Forces until *December* 1702 to be marked, and thereupon took Instruments, and he and sixty seven more Members of Parliament of the said Number of seventy eight, formerly mentioned, who did also desire their Dissents to be marked their Names were accordingly marked to remain in the Records of Parliament.

The farder Consideration of the foresaid Act adjourned, in order to be first proceeded in the next *Sederunt* of Parliament.

The Committees ordered to meet to Morrow at nine a Clock in the Morning.

The Lord Chancellor by Order of his Majesties high Commissioner, adjourned the Parliament till to Morrow at Ten a Clock.

By Order of his Grace James *Duke of* Queensberry, *His Majesties High Commissioner, and Estates of Parliament,* Alexander Gibson *of* Durie, *one of the Depute-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew Anderson, *His Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson,* Printer to the King's most Excellent Majesty, *Anno Dom* 1701.

MINUTS

Of the Proceedings in Parliament.

Wedenſday January 29. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

MOved that the Eſtabliſhment of the Forces preſented by his Majeſties Theſaurer-deput, and read in Parliament the laſt Dyet, be ordered to be recorded in the Books of Parliament, and the Vote being ſtated, record the Eſtabliſhment in the Books of Parliament, or not, it carried in the Negative.

The Act for providing the Forces again read and proceeded in, propoſed that the annexed In land Exciſe formerly allowed by his Majeſty, and ſet in Tack to Baillie *Menzies* for fourty thouſand *lib. ſterl.* of yearly Tack-Duty for ſeveral years yet to come, be a part of the Fond for mentaining the ſaids Forces; and a Debate ariſing anent the ſaid Tack-duty, the Tack ſet by the Lords Commiſſioners of his Majeſties Theſaury to Baillie *Menzies* was read, alſo a Petition given in by the ſaids Tackſmen read, whereby they craved upon the Conſiderations therein-mentioned, to be relieved and diſcharged of their ſaid Tack; After reaſoning upon the Matter of the foreſaid Exciſe, it was propoſed in Parliament, that if the Theſaury will aſſign Baillie *Menzies* Tack of the Exciſe for the three years thereof yet to run, that ſubſtantial perſons will accept the ſamen, and find Security to the Theſaury to pay fourty thouſand *lib. ſterl.* yearly for three years, as the Tack-duty of the ſaid annexed Exciſe; Which Propoſal being read, the ſame was marked by the Lord Chancellor, and after reaſoning thereupon, it was agreed that it be remitted to the Lords of his Majeſties Theſaury and Exchequer, to hear the Propoſal offered to make good Baillie *Menzies* Tack for payment of the fourty thouſand *lib. ſterl.* yearly in time coming, as alſo to hear any other Offer or Propoſal that may be made for raiſing of the ſaid Exciſe to the beſt Avail.

Thereafter moved, that the *Quota* voted for payment of the three thouſand Men, in ſo far as the ſame ſhall not be payed by the In-land annexed Exciſe, ſhall be made up by a Land Ceſs; Alſo moved, that the Concealments by falſe Muſters of the Forces be a part of the ſaid Fond, and a Petition given in by *John Smith* late Muſter-maſter-deput anent that matter; deſired to be read; agreed that the Petition of the ſaid *John Smith* be read how ſoon the Parliament ſhall proceed to conſider the Arrears of the Army.

Likewiſe moved, that a Pole or a Third part of Penſions and Sallaries, Marked Maper, or an Impoſition upon Glaſs-windows, may be proper Fonds for

for making up of the *Quota* for mentaining the ſaids Forces; After debate the Queſtion was ſtated, make up the ſaid *Quota* by a Land Ceſs alone, or by ſome other of the above-mentioned Fonds, and carried to make up the *Quota* by a Land Ceſs alone.

His Majeſties high Commiſſioner appoints the Lords Advocat, Theſaurer-Deput, and Juſtice Clerk, or any two of them to reviſe the Ratifications and Acts for Fairs to be preſented in this Seſſion of Parliament.

The Committees appointed to meet to morrow at nine a Clock in the morning.

The Lord Chancellor by order of his Majeſties high-Commiſſioner adjourned the Parliament till to morrow at twelve a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom.* 1700.

MINUTS

Of the Proceedings in Parliament.

Thurſday, January 30. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read,

THe Lord Chancellor did report, that the Lords of Theſaury and Exchequer had mett, conform to the Remit mentioned in the former days Minuts, and had heard the Offers and Propoſals made for the annexed Inland Exciſe, and did reſume what had paſt betwixt the Lords of Theſaury and the Offerers thereanent, and afterward gave in the ſame in Writing, bearing, that the Lords of the Theſaury and thoſe who offered for the ſaid Exciſe, did not come to a concluſion on the Propoſal formerly mentioned, which was read.

Moved, That without further *D*ebate upon the ſaid Tack of the Exciſe, the Parliament conſider how much Land-Ceſs will be neceſſary, with what may be effectually expected out of the Fond of the Exciſe, To make up the *Quota* of the Eſtabliſhment of 3000 Men already voted. After *D*ebate, the Queſtion was ſtated, Whether for maintaining of the Forces, there ſhould be given Five or Six *M*onths Ceſs, and carried Six Months Ceſs.

Thereafter the Act for providing of the Forces was proceeded in, and read, and ſeveral Amendments made, and being again read in *mundo*, in was put to the Vote Approve the Act or not, and carried Approve.

Moved, That a Petition offered from the Burgh of *Fortroſe*, againſt the late general Receivers and others, craving Redreſs of certain Abuſes be conſidered, and agreed that the ſame be remitted to be cognoſced and determined by the Lords of Privy Council.

Draught of an Act Diſſolving from the Crown, the Mines and Minerals lying within the Lands and Lordſhip of *Neidpath*, belonging to *William* Earl of *March*, read for the firſt time.

Draught of an Act for Diſſolving the Iſles of *Orkney* and *Zetland* from the Crown, to the effect allenarly, that the ſame may be ſet in long Tacks, by publick Roup, for the better Improvement of his Majeſties Revenues there, read.

Moved, That there be a day appointed for hearing the Cauſe at the inſtance of the Earl of *Mortoun* againſt the Officers of State, and *Saturnday* next appointed for hearing thereof.

*Overtur*e

Overture for an Act, Impowering the Lords of Session with a Parliamentary Power, to determine in all Differences betwixt the old and new Tacksmen of the Pole 1693, and to Apply the Sums resting thereof to the Officers of the Army having Right thereto, read. *Moved*, That the said Matter be remitted to the Commission of Parliament formerly named for that purpose, & that the Vacancies thereof be supplyed, which was agreed to; and that to Morrow Morning the Estates of Parliament choose certain of their Number to supply the Vacancies.

The Committees appointed to meet to Morrow at nine a Clock in the Morning.

The Lord Chancellor by Order of his Majesties high Commissioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *His Majesties High Commissioner, and Estates of Parliament,* Alexander Gibson *of* Durie, *one of the Deput-Clerks of Parliament, by Commission from* Charles *Earl of* Selkirk, *Lord Register, Appoints the Heirs and Successors of* Andrew *Anderson, His Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the King's most Excellent Majesty, *Anno Dom* 1701.

MINUTS

Of the Proceedings in Parliament.

Friday January 31. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

THe Acts following, *viz.* Act for preventing wrongous Impriſonments, and againſt undue Delays in Tryals. Act reſcinding the Act of Parliament 1663, anent the ordering and diſpoſal of Forraign Trade. Act diſcharging the Importing and Wearing of Forraign Woollen Manufactures. Act diſcharging the Export of Wooll. Act in favours of Sir *Patrick* and *James Ogilvies*, anent their Marble. Act diſcharging the Importation of Wine, Brandy, and all other Liquors of the growth of *France*. Act againſt Prophainneſs. Act prohibiting the importing of Silk-ſtuffs and others. Act in favours of the *African* and *Indian* Company. Act diſcharging the *Quoats* of Teſtaments. Act for Twelve Months Ceſs upon the Land-Rent. And Act for proving the Tenor in favours of Sir *David Hume* of *Croſsrig*, *&c.* were all touched by his Majeſties high Commiſſioner with the Scepter in the uſual manner.

Draught of an Act for a Commiſſion for determining the differences betwixt the old and new Taxmen of the Pole money 1693, and Officers of the Army therein concerned, read for the firſt time, and agreed, that to morrow the States ſhall ſeparat and choiſe Three of each State to be filled up in the ſaid Commiſſion.

Draught of an Act anent Coal and Salt read for the firſt time.

His Majeſties high Commiſſioner did ſignifie to the Parliament, that his Majeſty may have occaſion for the Forces not provided for by the Parliament, & deſired that the Parliament might conſent to the keeping up thereof for ſome Months, until his Majeſty conſider how to diſpoſe of them, providing that during that ſpace they be mentained by the King, without burdening the Fonds given by the Parliament for the Three thouſand Men: After reaſoning on what was propoſed by his Majeſties high Commiſſioner, a *Reſolve* was offered in theſe terms, *viz. Reſolved*, that the Forces upon the former Eſtabliſhment, not exceeding One thouſand one hundred Men, over & above the Three thouſand Men conſented to in this Seſſion of Parliament, and cannot continue, or be kept up after the firſt of *February* next without the Parliaments Conſent, Be farder continued for the ſpace of four Months & no longer, after the ſaid firſt day of *February*, that His Majeſty may in the mean time diſpoſe upon them, with this expreſs condition, that his Majeſty order them to be payed and mentained, but out of no Fond appointed for payment of the ſaid Three thouſand Men, and without any Burden to the Kingdom: Which *Reſolve* being read, was put to the Vote, approve or not, it carried Approve, an hundred and eleven to fifty eight.

Be-

Before calling of the Rolls upon the ſaid Vote, the Duke of *Hamilton* and Marquis of *Tweeddale* declared, that they did diſſent from the ſaid *Reſolve*, and thereupon took Inſtruments, and they and 41 more Members of Parliament of the ſaid Number of 58 abovementioned, defired their Diſſents to be marked, which was accordingly done, to remain in the Records in Parliament.

Draught of an Act from the Committee of Trade for Meaſuring and Sealing of Linen and Woollen Cloath, and another Act from the ſaid Committee anent the Exporters of Linen Yarn, both read for the firſt time.

Overture for an Act, that theſe who have Offices about the Bank of *Scotland*, do take the Oaths and other Engadgements to his Majeſty required by Law, and the Governour of the ſaid Bank having defired up the ſaid Act to ſee, a Vote was ſtated, Allow the ſaid Act a firſt reading, or the Governour of the Bank to ſee the ſamen, and carried the Governour to ſee the ſame.

Draughts of the Acts following, *viz.* Act anent the Poor, Act in favours of the Lords of Seſſion, Act for the more effectual executing the Laws againſt Slayers of Black-fiſh, and Deſtroyers of Smolts and Fry of Salmond in forbidden time. Act anent the fiſhing upon the Water of *Neith*. Act in favours of Mr. *Thomas Rome* and Partners, anent the melting and Refining of Mettalls and Minerals. Act concerning the Crime of Slandering and Leeſing making. Act anent the Juſtices of Peace. And Act of Diſſolution from the Crown of the Mines and Minerals lying within the Lands, Lordſhip and Earldom of *Athole* and others belonging to the Marquſs of *Athole* and Earl of *Tullibardine*, all read for the firſt time.

Overture for an Act allowing an certain quantity of Copper therein mentioned to be of new Coyned, read and ordered to ly on the Table.

Petition the Earl of *Kilmarnock*, craving the Cuſtom therein-mentioned for each Sack of Meal to be brought to his Meal-mercat in the Burgh of *Kilmarnock* read, and the deſire thereof granted.

Petition the Burgh of *Bamff*, craving allowance of a voluntary Contribution, for building their Harbour, and other Cauſes therein-ſpecified, read; and the deſire thereof granted.

Acts of Ratifications in favours of ſeveral Perſons preſented and paſt, and Warrands for Fairs and Weekly Mercats in favours of ſeveral perſons. read and granted.

The Committees appointed to meet to Morrow at Nine a Clock in the Morning.

The Lord Chancellor by order of his Majeſties high Commiſſioner, Adjourned the Parliament till to Morrow at Ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *His Majeſties high Commiſſioner, and Eſtates of Parliament*, Alexander Gibſon *of* Durie, *one of the Deput-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties* Printer, *to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Kings moſt Excellent Majeſty, *Anno Dom.* 1701.

MINUTS

Of the Proceedings in Parliament.

Saturnday February 1. 1701.

Prayers ſaid,
Rolls called,
Minuts of the laſt *Sederunt* read.

THe Lord *Montgomery* proteſted againſt the Weekly Mercat paſt yeſterday in favours of *Alexander Stuart* of *Torrens.*

Mr. *Robert Forbes* in name of the Laird of *Leithers,* proteſted againſt the Ratification paſt in favours of the Earl of *Errol.*

Some Warrands for Fairs and Mercats in favours of privat Parties, read and granted.

Moved, that it be recommended to the Secretaries of State to preſent the Addreſs from the Eſtates of Parliament to his Majeſty, anent the Buſineſs of the *Indian Company,* and their Colony of *Caledonia*; And the ſame aggreed to.

Declaration by the Earl of *Morton* preſented, whereby for the Cauſes therein mentioned, he ſiſts farther Proces till the next Seſſion of Parliament, in the Action at his inſtance againſt the Officers of State, read, and ordered to be marked in the Minuts of that Proces.

Moved, that the Proces at the inſtance of Lieutenant-Collonel *John Erſkine* againſt the Counteſs of *Kincardine,* to inſiſt for diſcuſſing her Proteſt for remeed of Law, taken againſt the Decreet of Sale of the Eſtate of *Kincardine,* be remitted to be determined by the Lords of Seſſion ſummarly, with a parliamentary Power.

Moved, that conform to the Order of Parliament mentioned in the laſt days Minuts, the Eſtates ſeparat and make Election of three of each State for the Commiſſion of Parliament anent the Pole 1693; Whereupon the Eſtates having ſeparat to their uſual places, returned and reported their ſeveral Elections, as follows, *viz.* Of the Eſtate of the Nobility, the Earls of *Lauderdale, Londoun* and *Leven.* Of the Eſtate of *Barrons,* Sir *Francis Scot* of *Thirlſtane,* Sir *Alexander* Monro of *Bearcroſs,* and *Patrick* Murray of *Livingſtoun.* Of the commiſſioners for *Burghs,* Sir *Archibald* Muir, Mr. *James Hamilton,* Sir *William* Hamilton.

Thereafter the Act and Commiſſion to the perſons above-named anent the ſaid Pole 1693 again read; Moved, that it be remitted to the ſaid commiſſion to conſider the Arrears due to the disbanded Officers of the Army, and to examine how the Fonds granted by the Parliament for the uſe of the Army has been diſpoſed on, and alſo to conſider the Project of Land Credit offered by Dr. *Chamberlain,* and make report of the ſaids particulars to the next Seſſion of Parliament: Alſo moved, that the ſaid Commiſſion be firſt conſtitute, and voted before any new Remits be offered to the ſame, and the

ſaid

ſaid Act and Commiſſion being again read, it was put to the Vote, approve, or not, and carried approve.

Again moved that the Parliament remit the ſaid Proces at the inſtance of Lieutenant-Collonel *Erskine*, againſt the Counteſs of *Kincardine* to be diſcuſſed ſummarly by the Lords of Seſſion with a parliamentary Power. Alſo moved that the Proces at the inſtance of the Laird of *Pourie* againſt the Lord *Gray* and others, being the like caſe, may alſo be remitted to be diſcuſſed as aforeſaid: Likewiſe moved, that the matter of Arrears and Accompts of the Fonds given for the uſe of the Army, be remitted to the ſaid Commiſſion of Parliament, in order to be conſidered and reported, and a ſtate of a Vote given in thereanent, and craved to be read, and a debate ariſing, which of the ſaids *Motions* ſhould be preferred, after much reaſoning, it was moved by order of his Majeſties high Commiſſioner, that the Act *Salvo Jure* ſhould be read.

Whereupon the Duke of *Hamilton* proteſted, that he had been interrupted in ſpeaking and offering the foreſaid State of the Vote upon the Propoſals anent the Arrears and Fonds, by the making and inſiſting in the ſaid Motion anent Lieutenant-Collonel *Erskines* Proces, and the ſtoping the reading of his State of the Vote anent the Arrears, and that the calling for the Act *Salvo Jure* was contrary to the Act of Parliament, allowing free Reaſoning and Voting in Parliament, and thereupon took *Inſtruments*.

The Marquis of *Tweeddale*, Earl *Mariſchal* and Viſcount of *Strathallan*, did alſo Proteſt that they were in like manner interrupted, contrair to their Priviledge as Peers and Members of Parliament, and thereupon took Inſtruments.

The Viſcount of *Seafield* Lord Secretary proteſted, that ſeing the Remit of Lieutenant Collonel *Erskines* Proceſs was firſt Tabled and Spoke to by ſeveral Members, and that he going on to ſecond the ſame; and alſo to Speak to *Pouries* Proceſs, who is in the ſame caſe with Lieutenant-Collonel *Erskine*, was interrupted by the Propoſal of the Arrears; and likewiſe by offering a Vote upon the ſaid Propoſal, before it had been ſpoke to, the ſame was contrair to his Piviledge as a Peer and Member of Parliament.

After reading of the Act *Salvo*, the Viſcount of *Seafield* renewed his Proteſt, and took Inſtruments; whereupon the Duke of *Hamilton* did again take Inſtruments, that the Viſcount of *Seafield* had entered his Proteſt after the reading of the Act *Salvo*, which was againſt Form; which the Viſcount denying to be againſt Form, proteſted in the contrary.

His Majeſties Theſaurer-deput Declared, that he having made a Propoſal for remitting the Proceſs at the inſtance of Lieutenant-Collonel *Erskine* to the Seſſion, and that before the Parliament did ſeparate, to choiſe the Members of their Commiſſion about the Yole 1693, which he underſtood to have been granted; but finding by ſome Members of Parliament, that the ſame was not acquieſced in, he after the Report of the ſaid Election, and Voting of the ſaid Act and Commiſſion, renewed his Propoſal, and craved the ſame might be put to a Queſtion, Remit or not; and after ſome Reaſoning thereupon, and the Vote being ready to be put, was unduely interrupted by bringing in a Propoſal anent the Arrears, and offering a State of the Vote upon it; the ſaid Theſaurer-deput proteſted, that the offering of a new Buſineſs before the other was determined, was an incroachment upon his Priviledge and the order of Parliament, whereupon he took Inſtruments.

The

The Earl of *Buchan* adhered to the Proteſt made by the ſaid Theſaurer-deput, and alſo took Inſtruments.

Thereafter the State of the Vote offered by Duke *Hamilton* anent the Remit of the Arrears, and the Fonds given for their Payment was read, *viz.* That it be remitted to the Commiſſion of Parliament preſently choſen, to take tryal of all the Fonds laid on by the Parliament, ſince the year 1693 *incluſivè*, and how the ſame have been applyed; and to report the ſame, with the State of the Arrears, as well due to the Disbanded Officers, as to the preſent Standing Forces, to the next Seſſion of this or any other Parliament. Alſo propoſed, that the Act for renewing the Commiſſion of Juſticiary for the Highlands being once read, and the ſaid matter moſt neceſſary, and ſuch as can occaſion no debate be firſt proceeded in and paſt; and a Vote being craved and ſtated thereon, it was debated which of the ſaid Motions ſhould be firſt taken into conſideration.

And thereafter moved, that for terminating the Debate, the Queſtion ſhould be, which of the two States ſhall be allowed: And this being alſo oppoſed, His Majeſties high Commiſſioner did make the following Speech.

My Lords and Gentlemen,

I was very deſirous that the little time that remains might be ſpent about good Laws, and ſome privat Buſineſs before you; But when I ſaw debates 'ariſe about the Order and Preference of ſome Propoſals, and that you were 'not like to come to a Concluſion, I called for the Act *Salvo Jure*, and yet I 'did not inſiſt upon it, but have had patience theſe four or five Hours to ſee 'if you would diſpatch Buſineſs; But now it is late, and ſince you have not ſo 'much as come to a Vote, what Buſineſs to begin at: I muſt again call for 'that Act.

My Lords and Gentlemen,

I confeſs I promiſed in his Majeſties Name, that you ſhould have time for 'other Buſineſs before you. And I appeal to the Houſe if the time that has 'been ſpent about ſtateing of Queſtions and Preference of Buſineſs might not 'if well Husbanded have ſerved for this end. I Appeal to you alſo if I have 'not endeavoured to my outmoſt to make diſpatch, for we have met every day 'for theſe ſeveral Weeks, and the Seſſions have been much longer than uſual 'and there were ſeveral good Laws Yeſterday got a firſt Reading, which 'might have paſſed this day. I am ſure I intended ſincerely what I promiſed 'and I muſt put you in mind that you have now ſat above three Moneths, the 'firſt two Months were intirely beſtowed upon Laws before any thing was 'offered in Relation to the Forces and Supply; And I am ſure you and I 'both expected that all the Buſineſs then before you might have been ended in 'leſs than a Moneth, which has been allowed you ſince: I have given you all the 'time I can, and if you have not managed it well enough, it is not my fault; 'you muſt all be convinced, That his Majeſties Affairs cannot allow us to ſit 'longer: Several important and good Laws are already paſſed, and ſuch as 'are wanting of what was deſigned, may be overtaken at another time.

Thereafter the Act *Salvo Jure Cujuſlibet* was again Read, Voted and Approven.

The

The Act and Commiſſion anent the Pole 1693, and the *Act Salvo Jure Cujuſlibet* both touched by his Majeſties high Commiſſioner with the Scepter in the uſual manner:

The Lord Chancellor by Order of his Majeſties high Commiſſioner, *Adjourned* the Parliament to meet at *Edinburgh* the firſt *Tueſday* of *May* next being the ſixth day of the ſaid *Moneth*, and declared the ſame to be *Adjourned*.

BY Order of his Grace James *Duke of* Queensberry, *His Majeſties High Commiſſioner, and Eſtates of Parliament,* Alexander Gibſon *of* Durie, *one of the Depute-Clerks of Parliament, by Commiſſion from* Charles *Earl of* Selkirk, *Lord Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *His Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

BRITISH 14 OC 90 MUSEUM

AL. GIBSON.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the King's moſt Excellent Majeſty, *Anno Dom.* 1701.